



Iowa General Assembly
Daily Bills, Amendments & Study Bills
April 06, 2011

House Amendment 1561

PAG LIN

1 1 Amend the amendment, H=1457, to Senate File 509,
1 2 as amended, passed, and reprinted by the Senate, as
1 3 follows:
1 4 #1. Page 3, after line 14 by inserting:
1 5 <____. Notwithstanding section 455A.10, the
1 6 department of natural resources may use the
1 7 unappropriated balance remaining in the state fish and
1 8 game protection fund for the fiscal year beginning July
1 9 1, 2011, and ending June 30, 2012, as is necessary
1 10 to fund salary adjustments for departmental employees
1 11 which the general assembly has made an operating budget
1 12 appropriation for in subsection 1.>

J. SMITH of Dickinson
H1457.2357 (2) 84
da/jp



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1 1 Amend Senate File 509, as amended, passed, and
1 2 reprinted by the Senate, as follows:
1 3 #1. By striking everything after the enacting clause
1 4 and inserting:
1 5
1 6 <DIVISION I
1 7 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP
1 8 GENERAL APPROPRIATIONS FOR FY 2011=2012
1 9 Section 1. GENERAL FUND ==== DEPARTMENT.
1 10 1. There is appropriated from the general fund of
1 11 the state to the department of agriculture and land
1 12 stewardship for the fiscal year beginning July 1, 2011,
1 13 and ending June 30, 2012, the following amount, or
1 14 so much thereof as is necessary, to be used for the
1 15 purposes designated:
1 16 For purposes of supporting the department, including
1 17 its divisions, for administration, regulation, and
1 18 programs; for salaries, support, maintenance, and
1 19 miscellaneous purposes; and for not more than the
1 20 following full-time equivalent positions:
1 21 \$ 16,497,308
1 22 FTEs 365.00
1 23 2. The department shall submit a report each
1 24 quarter of the fiscal year to the legislative services
1 25 agency, the department of management, the members of
1 26 the joint appropriations subcommittee on agriculture
1 27 and natural resources, and the chairpersons and
1 28 ranking members of the senate and house committees on
1 29 appropriations. The report shall describe in detail
1 30 the expenditure of moneys appropriated in this section
1 31 to support the department's administration, regulation,
1 32 and programs.
1 33 3. Of the amount appropriated in this section,
1 34 \$238,000 is transferred to Iowa state university of
1 35 science and technology, to be used for the university's
1 36 midwest grape and wine industry institute.
1 37 DESIGNATED APPROPRIATIONS ==== ANIMAL HUSBANDRY
1 38 Sec. 2. UNCLAIMED PARI=MUTUEL WAGERING WINNINGS ====
1 39 HORSE AND DOG RACING. There is appropriated from the
1 40 moneys available under section 99D.13 to the department
1 41 of agriculture and land stewardship for the fiscal year
1 42 beginning July 1, 2011, and ending June 30, 2012, the
1 43 following amount, or so much thereof as is necessary,
1 44 to be used for the purposes designated:
1 45 For purposes of supporting the department's
1 46 administration and enforcement of horse and dog racing
1 47 law pursuant to section 99D.22, including for salaries,
1 48 support, maintenance, and miscellaneous purposes:
1 49 \$ 305,516
1 50 DESIGNATED APPROPRIATIONS ==== MOTOR FUEL
1 51 Sec. 3. RENEWABLE FUEL INFRASTRUCTURE FUND =====



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2 1 MOTOR FUEL INSPECTION. There is appropriated from
2 2 the renewable fuel infrastructure fund created in
2 3 section 15G.205 to the department of agriculture and
2 4 land stewardship for the fiscal year beginning July 1,
2 5 2011, and ending June 30, 2012, the following amount,
2 6 or so much thereof as is necessary, to be used for the
2 7 purposes designated:
2 8 For purposes of the inspection of motor fuel,
2 9 including salaries, support, maintenance, and
2 10 miscellaneous purposes:
2 11 \$ 500,000
2 12 The department shall establish and administer
2 13 programs for the auditing of motor fuel including
2 14 biofuel processing and production plants, for screening
2 15 and testing motor fuel, including renewable fuel,
2 16 and for the inspection of motor fuel sold by dealers
2 17 including retail dealers who sell and dispense motor
2 18 fuel from motor fuel pumps.
2 19 DIVISION II
2 20 DEPARTMENT OF NATURAL RESOURCES
2 21 GENERAL APPROPRIATIONS FOR FY 2011=2012
2 22 Sec. 4. GENERAL FUND ==== DEPARTMENT.
2 23 1. There is appropriated from the general fund of
2 24 the state to the department of natural resources for
2 25 the fiscal year beginning July 1, 2011, and ending June
2 26 30, 2012, the following amount, or so much thereof as
2 27 is necessary, to be used for the purposes designated:
2 28 For purposes of supporting the department, including
2 29 its divisions, for administration, regulation, and
2 30 programs; for salaries, support, maintenance, and
2 31 miscellaneous purposes; and for not more than the
2 32 following full=time equivalent positions:
2 33 \$ 12,266,688
2 34 FTEs 1,145.95
2 35 2. Of the number of full=time equivalent positions
2 36 authorized to the department pursuant to subsection 1,
2 37 50.00 full=time equivalent positions shall be allocated
2 38 by the department for seasonal employees for purposes
2 39 of providing maintenance, upkeep, and sanitary services
2 40 at state parks.
2 41 3. The department shall submit a report each
2 42 quarter of the fiscal year to the legislative services
2 43 agency, the department of management, the members of
2 44 the joint appropriations subcommittee on agriculture
2 45 and natural resources, and the chairpersons and
2 46 ranking members of the senate and house committees on
2 47 appropriations. The report shall describe in detail
2 48 the expenditure of moneys appropriated under this
2 49 section to support the department's administration,
2 50 regulation, and programs.



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3 1 Sec. 5. STATE FISH AND GAME PROTECTION FUND ====

3 2 DIVISION OF FISH AND WILDLIFE.

3 3 1. There is appropriated from the state fish and

3 4 game protection fund to the department of natural

3 5 resources for the fiscal year beginning July 1, 2011,

3 6 and ending June 30, 2012, the following amount, or

3 7 so much thereof as is necessary, to be used for the

3 8 purposes designated:

3 9 For purposes of supporting the division of fish and

3 10 wildlife, including for administration, regulation,

3 11 and programs; and for salaries, support, maintenance,

3 12 equipment, and miscellaneous purposes:

3 13 \$ 38,793,154

3 14 2. Notwithstanding section 455A.10, the department

3 15 may use the unappropriated balance remaining in the

3 16 state fish and game protection fund to provide for the

3 17 funding of health and life insurance premium payments

3 18 from unused sick leave balances of conservation peace

3 19 officers employed in a protection occupation who

3 20 retire, pursuant to section 97B.49B.

3 21 3. Notwithstanding section 455A.10, the department

3 22 of natural resources may use the unappropriated

3 23 balance remaining in the state fish and game protection

3 24 fund for the fiscal year beginning July 1, 2011,

3 25 and ending June 30, 2012, as is necessary to fund

3 26 salary adjustments for departmental employees which

3 27 the general assembly has made an operating budget

3 28 appropriation for in subsection 1.

3 29 Sec. 6. GROUNDWATER PROTECTION FUND ==== WATER

3 30 QUALITY. There is appropriated from the groundwater

3 31 protection fund created in section 455E.11 to the

3 32 department of natural resources for the fiscal year

3 33 beginning July 1, 2011, and ending June 30, 2012, from

3 34 those moneys which are not allocated pursuant to that

3 35 section, the following amount, or so much thereof as is

3 36 necessary, to be used for the purposes designated:

3 37 For purposes of supporting the department's

3 38 protection of the state's groundwater, including

3 39 for administration, regulation, and programs, and

3 40 for salaries, support, maintenance, equipment, and

3 41 miscellaneous purposes:

3 42 \$ 3,455,832

3 43 DESIGNATED APPROPRIATIONS ==== MISCELLANEOUS

3 44 Sec. 7. SPECIAL SNOWMOBILE FUND ==== SNOWMOBILE

3 45 PROGRAM. There is appropriated from the special

3 46 snowmobile fund created under section 321G.7 to the

3 47 department of natural resources for the fiscal year

3 48 beginning July 1, 2011, and ending June 30, 2012, the

3 49 following amount, or so much thereof as is necessary,

3 50 to be used for the purpose designated:



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4 1 For purposes of administering and enforcing the
4 2 state snowmobile programs:
4 3 \$ 100,000
4 4 Sec. 8. UNASSIGNED REVENUE FUND ==== UNDERGROUND
4 5 STORAGE TANK SECTION EXPENSES. There is appropriated
4 6 from the unassigned revenue fund administered by the
4 7 Iowa comprehensive underground storage tank fund
4 8 board to the department of natural resources for the
4 9 fiscal year beginning July 1, 2011, and ending June 30,
4 10 2012, the following amount, or so much thereof as is
4 11 necessary, to be used for the purpose designated:
4 12 For purposes of paying for administration expenses
4 13 of the department's underground storage tank section:
4 14 \$ 200,000
4 15 Sec. 9. STORM WATER DISCHARGE PERMIT FEES ====
4 16 SUPPORT FOR SPECIAL PURPOSES. Notwithstanding any
4 17 contrary provision of state law, for the fiscal year
4 18 beginning July 1, 2011, and ending June 30, 2012, the
4 19 department of natural resources may use additional
4 20 moneys available to the department collected from
4 21 storm water discharge permit fees as provided in
4 22 sections 455B.103A and 455B.197 for the staffing of the
4 23 following additional full-time equivalent positions for
4 24 the purposes designated:
4 25 1. For purposes of reducing the department's
4 26 floodplain permit backlog:
4 27 FTEs 2.00
4 28 2. For purposes of implementing the federal total
4 29 maximum daily load program:
4 30 FTEs 2.00
4 31 DIVISION III
4 32 IOWA STATE UNIVERSITY
4 33 APPROPRIATION FOR FY 2011=2012
4 34 Sec. 10. GENERAL FUND ==== VETERINARY DIAGNOSTIC
4 35 LABORATORY.
4 36 1. There is appropriated from the general fund
4 37 of the state to Iowa state university of science and
4 38 technology for the fiscal year beginning July 1, 2011,
4 39 and ending June 30, 2012, the following amount, or
4 40 so much thereof as is necessary, to be used for the
4 41 purposes designated:
4 42 For purposes of supporting the college of veterinary
4 43 medicine for the operation of the veterinary diagnostic
4 44 laboratory and for not more than the following
4 45 full-time equivalent positions:
4 46 \$ 3,237,636
4 47 FTEs 50.00
4 48 2. a. Iowa state university of science and
4 49 technology shall not reduce the amount that it
4 50 allocates to support the college of veterinary medicine



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5 1 from any other source due to the appropriation made in
5 2 this section.
5 3 b. Paragraph "a" does not apply to a reduction made
5 4 to support the college of veterinary medicine, if the
5 5 same percentage of reduction imposed on the college
5 6 of veterinary medicine is also imposed on all of Iowa
5 7 state university's budget units.

5 8 3. If by June 30, 2012, Iowa state university
5 9 of science and technology fails to allocate the
5 10 moneys appropriated in this section to the college of
5 11 veterinary medicine in accordance with this section,
5 12 the moneys appropriated in this section for that fiscal
5 13 year shall revert to the general fund of the state.

5 14 DIVISION IV

5 15 ENVIRONMENT FIRST FUND

5 16 GENERAL APPROPRIATIONS FOR FY 2011=2012

5 17 Sec. 11. DEPARTMENT OF AGRICULTURE AND LAND
5 18 STEWARDSHIP. There is appropriated from the
5 19 environment first fund created in section 8.57A to the
5 20 department of agriculture and land stewardship for the
5 21 fiscal year beginning July 1, 2011, and ending June 30,
5 22 2012, the following amounts, or so much thereof as is
5 23 necessary, to be used for the purposes designated:

5 24 1. CONSERVATION RESERVE ENHANCEMENT PROGRAM (CREP)
5 25 a. For the conservation reserve enhancement program
5 26 to restore and construct wetlands for the purposes of
5 27 intercepting tile line runoff, reducing nutrient loss,
5 28 improving water quality, and enhancing agricultural
5 29 production practices:

5 30 \$ 1,000,000

5 31 b. Not more than 10 percent of the moneys
5 32 appropriated in paragraph "a" may be used for costs of
5 33 administration and implementation of soil and water
5 34 conservation practices.

5 35 c. Notwithstanding any other provision in law,
5 36 the department may provide state resources from this
5 37 appropriation, in combination with other appropriate
5 38 environment first fund appropriations, for cost sharing
5 39 to match United States department of agriculture,
5 40 natural resources conservation service, wetlands
5 41 reserve enhancement program (WREP) funding available
5 42 to Iowa.

5 43 2. WATERSHED PROTECTION

5 44 a. For continuation of a program that provides
5 45 multiobjective resource protections for flood control,
5 46 water quality, erosion control, and natural resource
5 47 conservation:

5 48 \$ 900,000

5 49 b. Not more than 10 percent of the moneys
5 50 appropriated in paragraph "a" may be used for costs of



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6 1 administration and implementation of soil and water
6 2 conservation practices.
6 3 3. FARM MANAGEMENT DEMONSTRATION PROGRAM
6 4 a. For continuation of a statewide voluntary farm
6 5 management demonstration program to demonstrate the
6 6 effectiveness and adaptability of emerging practices in
6 7 agronomy that protect water resources and provide other
6 8 environmental benefits:
6 9 \$ 725,000
6 10 b. Not more than 10 percent of the moneys
6 11 appropriated in paragraph "a" may be used for costs of
6 12 administration and implementation of soil and water
6 13 conservation practices.
6 14 c. Of the amount appropriated in paragraph "a",
6 15 \$400,000 shall be allocated to an organization
6 16 representing soybean growers to provide for an
6 17 agriculture and environment performance program in
6 18 order to carry out the purposes of this subsection as
6 19 specified in paragraph "a".
6 20 4. AGRICULTURAL DRAINAGE WELL WATER QUALITY
6 21 ASSISTANCE FUND
6 22 a. For deposit in the agricultural drainage well
6 23 water quality assistance fund created in section
6 24 460.303 to be used for purposes of supporting the
6 25 agricultural drainage well water quality assistance
6 26 program as provided in section 460.304:
6 27 \$ 875,000
6 28 b. Not more than 10 percent of the moneys
6 29 appropriated in paragraph "a" may be used for costs of
6 30 administration and implementation of soil and water
6 31 conservation practices.
6 32 5. SOIL AND WATER CONSERVATION ==== ADMINISTRATION
6 33 For use by the department for costs of
6 34 administration and implementation of soil and water
6 35 conservation practices:
6 36 \$ 2,000,000
6 37 6. CONSERVATION RESERVE PROGRAM (CRP)
6 38 a. To encourage and assist farmers in enrolling
6 39 in and the implementation of the federal conservation
6 40 reserve program and to work with them to enhance their
6 41 revegetation efforts to improve water quality and
6 42 habitat:
6 43 \$ 1,000,000
6 44 b. Not more than 10 percent of the moneys
6 45 appropriated in paragraph "a" may be used for costs of
6 46 administration and implementation of soil and water
6 47 conservation practices.
6 48 7. LOESS HILLS DEVELOPMENT AND CONSERVATION FUND
6 49 a. For deposit in the loess hills development and
6 50 conservation fund created in section 161D.2:



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7 1 \$ 475,000
7 2 b. (1) Of the amount appropriated in paragraph
7 3 "a", \$316,667 shall be allocated to the fund's hungry
7 4 canyons account.
7 5 (2) Not more than 10 percent of the moneys
7 6 allocated to the hungry canyons account as provided in
7 7 subparagraph (1) may be used for administrative costs.
7 8 c. (1) Of the amount appropriated in paragraph
7 9 "a", \$158,333 shall be allocated to the fund's loess
7 10 hills alliance account.
7 11 (2) Not more than 10 percent of the moneys
7 12 allocated to the loess hills alliance account
7 13 as provided in subparagraph (1) may be used for
7 14 administrative costs.
7 15 8. SOUTHERN IOWA DEVELOPMENT AND CONSERVATION FUND
7 16 a. For deposit in the southern Iowa development and
7 17 conservation fund created in section 161D.12:
7 18 \$ 225,000
7 19 b. Not more than 10 percent of the moneys
7 20 appropriated in paragraph "a" may be used for
7 21 administrative costs.
7 22 9. SOIL AND WATER CONSERVATION
7 23 a. For use by the department in providing for soil
7 24 and water conservation administration, the conservation
7 25 of soil and water resources, or the support of soil and
7 26 water conservation district commissioners:
7 27 \$ 6,300,000
7 28 b. The department may deposit any amount of the
7 29 moneys into the Mississippi river basin healthy
7 30 watersheds initiative fund created in section 161G.2.
7 31 Sec. 12. DEPARTMENT OF NATURAL RESOURCES. There is
7 32 appropriated from the environment first fund created in
7 33 section 8.57A to the department of natural resources
7 34 for the fiscal year beginning July 1, 2011, and ending
7 35 June 30, 2012, the following amounts, or so much
7 36 thereof as is necessary, to be used for the purposes
7 37 designated:
7 38 1. KEEPERS OF THE LAND
7 39 For statewide coordination of volunteer efforts
7 40 under the water quality and keepers of the land
7 41 programs:
7 42 \$ 100,000
7 43 2. STATE PARKS MAINTENANCE AND OPERATIONS
7 44 a. For regular maintenance of state parks and staff
7 45 time associated with these activities:
7 46 \$ 2,910,000
7 47 b. Of the amount appropriated in paragraph "a",
7 48 \$1,200,000 shall be allocated by the department for
7 49 purposes of providing funding for seasonal employees
7 50 for purposes of providing maintenance, upkeep, and



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8 1 sanitary services at state parks.
8 2 3. GEOGRAPHIC INFORMATION SYSTEM (GIS)
8 3 To provide local watershed managers with geographic
8 4 information system data for their use in developing,
8 5 monitoring, and displaying results of their watershed
8 6 work:
8 7 \$ 195,000
8 8 4. WATER QUALITY MONITORING
8 9 For continuing the establishment and operation of
8 10 water quality monitoring stations:
8 11 \$ 2,955,000
8 12 5. PUBLIC WATER SUPPLY SYSTEM ACCOUNT
8 13 For deposit in the public water supply system
8 14 account of the water quality protection fund created
8 15 in section 455B.183A:
8 16 \$ 500,000
8 17 6. REGULATION OF ANIMAL FEEDING OPERATIONS
8 18 For the regulation of animal feeding operations,
8 19 including as provided for in chapters 459 and 459A:
8 20 \$ 420,000
8 21 7. AMBIENT AIR QUALITY
8 22 For the abatement, control, and prevention of
8 23 ambient air pollution in this state, including measures
8 24 as necessary to assure attainment and maintenance of
8 25 ambient air quality standards from particulate matter:
8 26 \$ 425,000
8 27 8. WATER QUANTITY REGULATION
8 28 For regulating water quantity from surface and
8 29 subsurface sources by providing for the allocation and
8 30 use of water resources, the protection and management
8 31 of water resources, and the preclusion of conflicts
8 32 among users of water resources, including as provided
8 33 in chapter 455B, division III, part 4:
8 34 \$ 495,000
8 35 Sec. 13. REVERSION. Notwithstanding section 8.33,
8 36 moneys appropriated for the fiscal year beginning
8 37 July 1, 2011, in this division of this Act that remain
8 38 unencumbered or unobligated at the close of the fiscal
8 39 year shall not revert but shall remain available to
8 40 be used for the purposes designated until the close
8 41 of the fiscal year beginning July 1, 2012, or until
8 42 the project for which the appropriation was made is
8 43 completed, whichever is earlier.
8 44 DIVISION V
8 45 RESOURCES ENHANCEMENT AND PROTECTION
8 46 (REAP) FUND FOR FY 2012=2013
8 47 GENERAL APPROPRIATIONS
8 48 Sec. 14. ENVIRONMENT FIRST FUND. Notwithstanding
8 49 the amount of the standing appropriation from the
8 50 general fund of the state to the Iowa resources



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9 1 enhancement and protection fund as provided in section
9 2 455A.18, there is appropriated from the environment
9 3 first fund created in section 8.57A to the Iowa
9 4 resources enhancement and protection fund, in lieu of
9 5 the appropriation made in section 455A.18, for the
9 6 fiscal year beginning July 1, 2011, and ending June 30,
9 7 2012, the following amount, to be allocated as provided
9 8 in section 455A.19:

9 9 \$ 11,500,000

9 10 Sec. 15. OPEN SPACES ACCOUNT ===

9 11 TRANSFERS. Notwithstanding section 455A.19, for the
9 12 fiscal year beginning July 1, 2011, and ending June 30,
9 13 2012, there is transferred from the open spaces account
9 14 of the Iowa resources enhancement and protection fund
9 15 created pursuant to sections 455A.18 and 455A.19,
9 16 subsection 1, paragraph "a", the following amounts to
9 17 be used for the purposes designated:

9 18 a. To the department of natural resources for
9 19 expenses related to the maintenance and operation of
9 20 state parks:

9 21 \$ 375,000

9 22 b. To the soil conservation division of the
9 23 department of agriculture and land stewardship for the
9 24 administration and implementation of soil and water
9 25 conservation practices as provided in chapter 161A:

9 26 \$ 375,000

9 27 c. To the loess hills development and conservation
9 28 authority created in section 161D.2 for deposit in the
9 29 hungry canyons account as provided in that section:

9 30 \$ 25,000

9 31 Sec. 16. OPEN SPACES ACCOUNT === LIMITATIONS ON

9 32 USE. Notwithstanding section 455A.19, subsection
9 33 1, paragraph "a", for the fiscal year beginning July
9 34 1, 2011, and ending June 30, 2012, moneys deposited
9 35 into the open spaces account of the Iowa resources
9 36 enhancement and protection fund created pursuant to
9 37 sections 455A.18 and 455A.19, subsection 1, paragraph
9 38 "a", shall not be used for any purpose related to
9 39 the acquisition of land, including but not limited to
9 40 acquisition by purchase, lease, or lease=purchase, if
9 41 the department would be the titleholder or a lessee or
9 42 lessor of the land.

9 43 DIVISION VI

9 44 RELATED STATUTORY CHANGES FOR CODIFICATION IN 2011
9 45 IOWA COMPREHENSIVE PETROLEUM UNDERGROUND STORAGE TANK
9 46 FUND

9 47 Sec. 17. Section 455G.3, subsections 6 and 7, Code
9 48 2011, are amended to read as follows:

9 49 6. a. For the fiscal year beginning July 1,
9 50 2010, and each fiscal year thereafter, there is



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10 1 appropriated from the Iowa comprehensive petroleum
10 2 underground storage tank fund to the department of
10 3 natural resources two hundred thousand dollars for
10 4 purposes of technical review support to be conducted
10 5 by nongovernmental entities for leaking underground
10 6 storage tank assessments.
10 7 b. Notwithstanding section 8.33, moneys
10 8 appropriated in this subsection that remain
10 9 unencumbered or unobligated at the close of the fiscal
10 10 year shall not revert but shall remain available for
10 11 expenditure for the purposes designated until the close
10 12 of the succeeding fiscal year.
10 13 7. a. For the fiscal year beginning July 1, 2010,
10 14 there is appropriated from the Iowa comprehensive
10 15 petroleum underground storage tank fund to the
10 16 department of natural resources one hundred thousand
10 17 dollars for purposes of database modifications
10 18 necessary to accept batched external data regarding
10 19 underground storage tank inspections conducted by
10 20 nongovernmental entities.
10 21 b. Notwithstanding section 8.33, moneys
10 22 appropriated in this subsection that remain
10 23 unencumbered or unobligated at the close of the fiscal
10 24 year shall not revert but shall remain available for
10 25 expenditure for the purposes designated until the close
10 26 of the succeeding fiscal year.
10 27 Sec. 18. Section 455G.3, subsection 8, Code 2011,
10 28 is amended by adding the following new unnumbered
10 29 paragraph:
10 30 NEW UNNUMBERED PARAGRAPH Notwithstanding section
10 31 8.33, moneys appropriated in this subsection that
10 32 remain unencumbered or unobligated at the close of the
10 33 fiscal year shall not revert but shall remain available
10 34 for expenditure for the purposes designated until the
10 35 close of the succeeding fiscal year.
10 36 Sec. 19. EFFECTIVE UPON ENACTMENT. This division
10 37 of this Act, being deemed of immediate importance,
10 38 takes effect upon enactment.
10 39 DIVISION viI
10 40 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP
10 41 GENERAL APPROPRIATIONS FOR FY 2012=2013
10 42 Sec. 20. GENERAL FUND ==== DEPARTMENT.
10 43 1. There is appropriated from the general fund of
10 44 the state to the department of agriculture and land
10 45 stewardship for the fiscal year beginning July 1, 2012,
10 46 and ending June 30, 2013, the following amount, or
10 47 so much thereof as is necessary, to be used for the
10 48 purposes designated:
10 49 For purposes of supporting the department, including
10 50 its divisions, for administration, regulation, and



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11 1 programs; for salaries, support, maintenance, and
11 2 miscellaneous purposes; and for not more than the
11 3 following full-time equivalent positions:
11 4 \$ 17,497,308
11 5 FTEs 365.00
11 6 2. The department shall submit a report each
11 7 quarter of the fiscal year to the legislative services
11 8 agency, the department of management, the members of
11 9 the joint appropriations subcommittee on agriculture
11 10 and natural resources, and the chairpersons and
11 11 ranking members of the senate and house committees on
11 12 appropriations. The report shall describe in detail
11 13 the expenditure of moneys appropriated in this section
11 14 to support the department's administration, regulation,
11 15 and programs.
11 16 3. Of the amount appropriated in this section,
11 17 \$238,000 is transferred to Iowa state university of
11 18 science and technology, to be used for the university's
11 19 midwest grape and wine industry institute.
11 20 DESIGNATED APPROPRIATIONS ==== ANIMAL HUSBANDRY
11 21 Sec. 21. UNCLAIMED PARI-MUTUEL WAGERING WINNINGS ====
11 22 HORSE AND DOG RACING. There is appropriated from the
11 23 moneys available under section 99D.13 to the department
11 24 of agriculture and land stewardship for the fiscal year
11 25 beginning July 1, 2012, and ending June 30, 2013, the
11 26 following amount, or so much thereof as is necessary,
11 27 to be used for the purposes designated:
11 28 For purposes of supporting the department's
11 29 administration and enforcement of horse and dog racing
11 30 law pursuant to section 99D.22, including for salaries,
11 31 support, maintenance, and miscellaneous purposes:
11 32 \$ 305,516
11 33 DESIGNATED APPROPRIATIONS ==== MOTOR FUEL
11 34 Sec. 22. RENEWABLE FUEL INFRASTRUCTURE FUND ====
11 35 MOTOR FUEL INSPECTION. There is appropriated from
11 36 the renewable fuel infrastructure fund created in
11 37 section 15G.205 to the department of agriculture and
11 38 land stewardship for the fiscal year beginning July 1,
11 39 2012, and ending June 30, 2013, the following amount,
11 40 or so much thereof as is necessary, to be used for the
11 41 purposes designated:
11 42 For purposes of the inspection of motor fuel,
11 43 including salaries, support, maintenance, and
11 44 miscellaneous purposes:
11 45 \$ 500,000
11 46 The department shall establish and administer
11 47 programs for the auditing of motor fuel including
11 48 biofuel processing and production plants, for screening
11 49 and testing motor fuel, including renewable fuel,
11 50 and for the inspection of motor fuel sold by dealers



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12 1 including retail dealers who sell and dispense motor
12 2 fuel from motor fuel pumps.
12 3 DIVISION viii
12 4 DEPARTMENT OF NATURAL RESOURCES
12 5 GENERAL APPROPRIATIONS FOR FY 2012=2013
12 6 Sec. 23. GENERAL FUND ==== DEPARTMENT.
12 7 1. There is appropriated from the general fund of
12 8 the state to the department of natural resources for
12 9 the fiscal year beginning July 1, 2012, and ending June
12 10 30, 2013, the following amount, or so much thereof as
12 11 is necessary, to be used for the purposes designated:
12 12 For purposes of supporting the department, including
12 13 its divisions, for administration, regulation, and
12 14 programs; for salaries, support, maintenance, and
12 15 miscellaneous purposes; and for not more than the
12 16 following full-time equivalent positions:
12 17 \$ 12,466,688
12 18 FTEs 1,145.95
12 19 2. Of the number of full-time equivalent positions
12 20 authorized to the department pursuant to subsection 1,
12 21 50.00 full-time equivalent positions shall be allocated
12 22 by the department for seasonal employees for purposes
12 23 of providing maintenance, upkeep, and sanitary services
12 24 at state parks.
12 25 3. The department shall submit a report each
12 26 quarter of the fiscal year to the legislative services
12 27 agency, the department of management, the members of
12 28 the joint appropriations subcommittee on agriculture
12 29 and natural resources, and the chairpersons and
12 30 ranking members of the senate and house committees on
12 31 appropriations. The report shall describe in detail
12 32 the expenditure of moneys appropriated under this
12 33 section to support the department's administration,
12 34 regulation, and programs.
12 35 Sec. 24. GENERAL FUND ==== FLOODPLAIN MANAGEMENT.
12 36 1. There is appropriated from the general fund of
12 37 the state to the department of natural resources for
12 38 the fiscal year beginning July 1, 2012, and ending June
12 39 30, 2013, the following amount, or so much thereof as
12 40 is necessary, to be used for the purposes designated:
12 41 For floodplain management and dam safety:
12 42 \$ 2,000,000
12 43 2. Of the amount appropriated in subsection 1,
12 44 up to \$400,000 is authorized for streamgages to be
12 45 used for tracking and predicting flood events and for
12 46 compiling necessary data relating to flood frequency
12 47 analysis.
12 48 Sec. 25. GENERAL FUND ==== LAKE PROJECTS. There is
12 49 appropriated from the general fund of the state to the
12 50 department of natural resources for the fiscal year



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13 1 beginning July 1, 2012, and ending June 30, 2013, the
13 2 following amount, or so much thereof as is necessary,
13 3 to be used for the purposes designated:
13 4 For implementation of lake projects that have
13 5 established watershed improvement initiatives and
13 6 community support in accordance with the department's
13 7 annual lake restoration plan and report:
13 8 \$ 8,600,000
13 9 Sec. 26. STATE FISH AND GAME PROTECTION FUND ====

13 10 DIVISION OF FISH AND WILDLIFE.
13 11 1. There is appropriated from the state fish and
13 12 game protection fund to the department of natural
13 13 resources for the fiscal year beginning July 1, 2012,
13 14 and ending June 30, 2013, the following amount, or
13 15 so much thereof as is necessary, to be used for the
13 16 purposes designated:
13 17 For purposes of supporting the division of fish and
13 18 wildlife, including for administration, regulation,
13 19 and programs; and for salaries, support, maintenance,
13 20 equipment, and miscellaneous purposes:
13 21 \$ 38,793,154
13 22 2. Notwithstanding section 455A.10, the department
13 23 may use the unappropriated balance remaining in the
13 24 state fish and game protection fund to provide for the
13 25 funding of health and life insurance premium payments
13 26 from unused sick leave balances of conservation peace
13 27 officers employed in a protection occupation who
13 28 retire, pursuant to section 97B.49B.

13 29 Sec. 27. GROUNDWATER PROTECTION FUND ==== WATER
13 30 QUALITY. There is appropriated from the groundwater
13 31 protection fund created in section 455E.11 to the
13 32 department of natural resources for the fiscal year
13 33 beginning July 1, 2012, and ending June 30, 2013, from
13 34 those moneys which are not allocated pursuant to that
13 35 section, the following amount, or so much thereof as is
13 36 necessary, to be used for the purposes designated:
13 37 For purposes of supporting the department's
13 38 protection of the state's groundwater, including
13 39 for administration, regulation, and programs, and
13 40 for salaries, support, maintenance, equipment, and
13 41 miscellaneous purposes:
13 42 \$ 3,455,832
13 43 DESIGNATED APPROPRIATIONS ==== MISCELLANEOUS

13 44 Sec. 28. SPECIAL SNOWMOBILE FUND ==== SNOWMOBILE
13 45 PROGRAM. There is appropriated from the special
13 46 snowmobile fund created under section 321G.7 to the
13 47 department of natural resources for the fiscal year
13 48 beginning July 1, 2012, and ending June 30, 2013, the
13 49 following amount, or so much thereof as is necessary,
13 50 to be used for the purpose designated:



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14 1 For purposes of administering and enforcing the
14 2 state snowmobile programs:
14 3 \$ 100,000
14 4 Sec. 29. UNASSIGNED REVENUE FUND ==== UNDERGROUND
14 5 STORAGE TANK SECTION EXPENSES. There is appropriated
14 6 from the unassigned revenue fund administered by the
14 7 Iowa comprehensive underground storage tank fund
14 8 board to the department of natural resources for the
14 9 fiscal year beginning July 1, 2012, and ending June 30,
14 10 2013, the following amount, or so much thereof as is
14 11 necessary, to be used for the purpose designated:
14 12 For purposes of paying for administration expenses
14 13 of the department's underground storage tank section:
14 14 \$ 200,000
14 15 Sec. 30. STORM WATER DISCHARGE PERMIT FEES ====
14 16 SUPPORT FOR SPECIAL PURPOSES. Notwithstanding any
14 17 contrary provision of state law, for the fiscal year
14 18 beginning July 1, 2012, and ending June 30, 2013, the
14 19 department of natural resources may use additional
14 20 moneys available to the department collected from
14 21 storm water discharge permit fees as provided in
14 22 sections 455B.103A and 455B.197 for the staffing of the
14 23 following additional full-time equivalent positions for
14 24 the purposes designated:
14 25 1. For purposes of reducing the department's
14 26 floodplain permit backlog:
14 27 FTEs 2.00
14 28 2. For purposes of implementing the federal total
14 29 maximum daily load program:
14 30 FTEs 2.00
14 31 DIVISION IX
14 32 STATE UNIVERSITIES
14 33 APPROPRIATION FOR FY 2012=2013
14 34 Sec. 31. GENERAL FUND ==== IOWA STATE UNIVERSITY ====
14 35 VETERINARY DIAGNOSTIC LABORATORY.
14 36 1. There is appropriated from the general fund
14 37 of the state to Iowa state university of science and
14 38 technology for the fiscal year beginning July 1, 2012,
14 39 and ending June 30, 2013, the following amount, or
14 40 so much thereof as is necessary, to be used for the
14 41 purposes designated:
14 42 For purposes of supporting the college of veterinary
14 43 medicine for the operation of the veterinary diagnostic
14 44 laboratory and for not more than the following
14 45 full-time equivalent positions:
14 46 \$ 3,537,636
14 47 FTEs 50.00
14 48 2. a. Iowa state university of science and
14 49 technology shall not reduce the amount that it
14 50 allocates to support the college of veterinary medicine



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15 1 from any other source due to the appropriation made in
15 2 this section.
15 3 b. Paragraph "a" does not apply to a reduction made
15 4 to support the college of veterinary medicine, if the
15 5 same percentage of reduction imposed on the college
15 6 of veterinary medicine is also imposed on all of Iowa
15 7 state university's budget units.
15 8 3. If by June 30, 2013, Iowa state university
15 9 of science and technology fails to allocate the
15 10 moneys appropriated in this section to the college of
15 11 veterinary medicine in accordance with this section,
15 12 the moneys appropriated in this section for that fiscal
15 13 year shall revert to the general fund of the state.
15 14 Sec. 32. GENERAL FUND ==== UNIVERSITY OF IOWA ==== IOWA
15 15 FLOOD CENTER. There is appropriated from the general
15 16 fund of the state to the state university of Iowa for
15 17 the fiscal year beginning July 1, 2012, and ending June
15 18 30, 2013, the following amount, or so much thereof as
15 19 is necessary, to be used for the purposes designated:
15 20 For the Iowa flood center at the state university
15 21 of Iowa for use by the university's college of
15 22 engineering, pursuant to section 466C.1:
15 23 \$ 1,300,000
15 24 DIVISION X
15 25 ENVIRONMENT FIRST FUND APPROPRIATION FOR FY 2012=2013
15 26 GENERAL APPROPRIATIONS
15 27 Sec. 33. DEPARTMENT OF AGRICULTURE AND LAND
15 28 STEWARDSHIP. There is appropriated from the
15 29 environment first fund created in section 8.57A to the
15 30 department of agriculture and land stewardship for the
15 31 fiscal year beginning July 1, 2012, and ending June 30,
15 32 2013, the following amounts, or so much thereof as is
15 33 necessary, to be used for the purposes designated:
15 34 1. CONSERVATION RESERVE ENHANCEMENT PROGRAM (CREP)
15 35 a. For the conservation reserve enhancement program
15 36 to restore and construct wetlands for the purposes of
15 37 intercepting tile line runoff, reducing nutrient loss,
15 38 improving water quality, and enhancing agricultural
15 39 production practices:
15 40 \$ 1,000,000
15 41 b. Not more than 10 percent of the moneys
15 42 appropriated in paragraph "a" may be used for costs of
15 43 administration and implementation of soil and water
15 44 conservation practices.
15 45 c. Notwithstanding any other provision in law,
15 46 the department may provide state resources from this
15 47 appropriation, in combination with other appropriate
15 48 environment first fund appropriations, for cost sharing
15 49 to match United States department of agriculture,
15 50 natural resources conservation service, wetlands



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16 1 reserve enhancement program (WREP) funding available
16 2 to Iowa.
16 3 2. WATERSHED PROTECTION
16 4 a. For continuation of a program that provides
16 5 multiobjective resource protections for flood control,
16 6 water quality, erosion control, and natural resource
16 7 conservation:
16 8 \$ 900,000
16 9 b. Not more than 10 percent of the moneys
16 10 appropriated in paragraph "a" may be used for costs of
16 11 administration and implementation of soil and water
16 12 conservation practices.
16 13 3. FARM MANAGEMENT DEMONSTRATION PROGRAM
16 14 a. For continuation of a statewide voluntary farm
16 15 management demonstration program to demonstrate the
16 16 effectiveness and adaptability of emerging practices in
16 17 agronomy that protect water resources and provide other
16 18 environmental benefits:
16 19 \$ 725,000
16 20 b. Not more than 10 percent of the moneys
16 21 appropriated in paragraph "a" may be used for costs of
16 22 administration and implementation of soil and water
16 23 conservation practices.
16 24 c. Of the amount appropriated in paragraph "a",
16 25 \$400,000 shall be allocated to an organization
16 26 representing soybean growers to provide for an
16 27 agriculture and environment performance program in
16 28 order to carry out the purposes of this subsection as
16 29 specified in paragraph "a".
16 30 4. AGRICULTURAL DRAINAGE WELL WATER QUALITY
16 31 ASSISTANCE FUND
16 32 a. For deposit in the agricultural drainage well
16 33 water quality assistance fund created in section
16 34 460.303 to be used for purposes of supporting the
16 35 agricultural drainage well water quality assistance
16 36 program as provided in section 460.304:
16 37 \$ 1,275,000
16 38 b. Not more than 10 percent of the moneys
16 39 appropriated in paragraph "a" may be used for costs of
16 40 administration and implementation of soil and water
16 41 conservation practices.
16 42 5. SOIL AND WATER CONSERVATION ==== ADMINISTRATION
16 43 For use by the department for costs of
16 44 administration and implementation of soil and water
16 45 conservation practices:
16 46 \$ 2,000,000
16 47 6. CONSERVATION RESERVE PROGRAM (CRP)
16 48 a. To encourage and assist farmers in enrolling
16 49 in and the implementation of the federal conservation
16 50 reserve program and to work with them to enhance their



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17 1 revegetation efforts to improve water quality and
17 2 habitat:
17 3 \$ 1,000,000
17 4 b. Not more than 10 percent of the moneys
17 5 appropriated in paragraph "a" may be used for costs of
17 6 administration and implementation of soil and water
17 7 conservation practices.
17 8 7. LOESS HILLS DEVELOPMENT AND CONSERVATION FUND
17 9 a. For deposit in the loess hills development and
17 10 conservation fund created in section 161D.2:
17 11 \$ 775,000
17 12 b. (1) Of the amount appropriated in paragraph
17 13 "a", \$516,667 shall be allocated to the fund's hungry
17 14 canyons account.
17 15 (2) Not more than 10 percent of the moneys
17 16 allocated to the hungry canyons account as provided in
17 17 subparagraph (1) may be used for administrative costs.
17 18 c. (1) Of the amount appropriated in paragraph
17 19 "a", \$258,333 shall be allocated to the fund's loess
17 20 hills alliance account.
17 21 (2) Not more than 10 percent of the moneys
17 22 allocated to the loess hills alliance account
17 23 as provided in subparagraph (1) may be used for
17 24 administrative costs.
17 25 8. SOUTHERN IOWA DEVELOPMENT AND CONSERVATION FUND
17 26 a. For deposit in the southern Iowa development and
17 27 conservation fund created in section 161D.12:
17 28 \$ 300,000
17 29 b. Not more than 10 percent of the moneys
17 30 appropriated in paragraph "a" may be used for
17 31 administrative costs.
17 32 9. SOIL AND WATER CONSERVATION
17 33 a. For use by the department in providing for soil
17 34 and water conservation administration, the conservation
17 35 of soil and water resources, or the support of soil and
17 36 water conservation district commissioners:
17 37 \$ 7,000,000
17 38 b. The department may deposit any amount of the
17 39 moneys into the Mississippi river basin healthy
17 40 watersheds initiative fund created in section 161G.2.
17 41 Sec. 34. DEPARTMENT OF NATURAL RESOURCES. There is
17 42 appropriated from the environment first fund created in
17 43 section 8.57A to the department of natural resources
17 44 for the fiscal year beginning July 1, 2012, and ending
17 45 June 30, 2013, the following amounts, or so much
17 46 thereof as is necessary, to be used for the purposes
17 47 designated:
17 48 1. KEEPERS OF THE LAND
17 49 For statewide coordination of volunteer efforts
17 50 under the water quality and keepers of the land



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18 1 programs:
18 2 \$ 100,000
18 3 2. STATE PARKS MAINTENANCE AND OPERATIONS
18 4 a. For regular maintenance of state parks and staff
18 5 time associated with these activities:
18 6 \$ 2,910,000
18 7 b. Of the amount appropriated in paragraph "a",
18 8 \$1,200,000 shall be allocated by the department for
18 9 purposes of providing funding for seasonal employees
18 10 for purposes of providing maintenance, upkeep, and
18 11 sanitary services at state parks.
18 12 3. GEOGRAPHIC INFORMATION SYSTEM (GIS)
18 13 To provide local watershed managers with geographic
18 14 information system data for their use in developing,
18 15 monitoring, and displaying results of their watershed
18 16 work:
18 17 \$ 195,000
18 18 4. WATER QUALITY MONITORING
18 19 For continuing the establishment and operation of
18 20 water quality monitoring stations:
18 21 \$ 2,955,000
18 22 5. PUBLIC WATER SUPPLY SYSTEM ACCOUNT
18 23 For deposit in the public water supply system
18 24 account of the water quality protection fund created
18 25 in section 455B.183A:
18 26 \$ 500,000
18 27 6. REGULATION OF ANIMAL FEEDING OPERATIONS
18 28 For the regulation of animal feeding operations,
18 29 including as provided for in chapters 459 and 459A:
18 30 \$ 420,000
18 31 7. AMBIENT AIR QUALITY
18 32 For the abatement, control, and prevention of
18 33 ambient air pollution in this state, including measures
18 34 as necessary to assure attainment and maintenance of
18 35 ambient air quality standards from particulate matter:
18 36 \$ 425,000
18 37 8. WATER QUANTITY REGULATION
18 38 For regulating water quantity from surface and
18 39 subsurface sources by providing for the allocation and
18 40 use of water resources, the protection and management
18 41 of water resources, and the preclusion of conflicts
18 42 among users of water resources, including as provided
18 43 in chapter 455B, division III, part 4:
18 44 \$ 495,000
18 45 DESIGNATED APPROPRIATION
18 46 Sec. 35. WATER QUALITY TESTING. There is
18 47 appropriated from the environment first fund created in
18 48 section 8.57A to the department of natural resources
18 49 for the fiscal year beginning July 1, 2012, and
18 50 ending June 30, 2013, the following amount, or so much



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19 1 thereof as is necessary, to be used for the purposes
19 2 designated:
19 3 For water quality testing in a watershed associated
19 4 with the Iowa river where there is located a large
19 5 number of confinement feeding operations:
19 6 \$ 25,000
19 7 Sec. 36. REVERSION. Notwithstanding section 8.33,
19 8 moneys appropriated for the fiscal year beginning
19 9 July 1, 2012, in this division of this Act that remain
19 10 unencumbered or unobligated at the close of the fiscal
19 11 year shall not revert but shall remain available to
19 12 be used for the purposes designated until the close
19 13 of the fiscal year beginning July 1, 2013, or until
19 14 the project for which the appropriation was made is
19 15 completed, whichever is earlier.
19 16 DIVISION XI
19 17 RESOURCES ENHANCEMENT AND PROTECTION (REAP)
19 18 FUND FOR FY 2012=2013
19 19 GENERAL APPROPRIATIONS
19 20 Sec. 37. ENVIRONMENT FIRST FUND. Notwithstanding
19 21 the amount of the standing appropriation from the
19 22 general fund of the state to the Iowa resources
19 23 enhancement and protection fund as provided in section
19 24 455A.18, there is appropriated from the environment
19 25 first fund created in section 8.57A to the Iowa
19 26 resources enhancement and protection fund, in lieu of
19 27 the appropriation made in section 455A.18, for the
19 28 fiscal year beginning July 1, 2012, and ending June 30,
19 29 2013, the following amount, to be allocated as provided
19 30 in section 455A.19:
19 31 \$ 11,500,000
19 32 Sec. 38. OPEN SPACES ACCOUNT ====

19 33 TRANSFERS. Notwithstanding section 455A.19, for the
19 34 fiscal year beginning July 1, 2012, and ending June 30,
19 35 2013, there is transferred from the open spaces account
19 36 of the Iowa resources enhancement and protection fund
19 37 created pursuant to sections 455A.18 and 455A.19,
19 38 subsection 1, paragraph "a", the following amounts to
19 39 be used for the purposes designated:

19 40 a. To the department of natural resources for
19 41 expenses related to the maintenance and operation of
19 42 state parks:
19 43 \$ 300,000

19 44 b. To the soil conservation division of the
19 45 department of agriculture and land stewardship for the
19 46 administration and implementation of soil and water
19 47 conservation practices as provided in chapter 161A:
19 48 \$ 375,000

19 49 c. To the loess hills development and conservation
19 50 authority created in section 161D.2 for deposit in the



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20 1 hungry canyons account as provided in that section:
20 2 \$ 100,000
20 3 Sec. 39. OPEN SPACES ACCOUNT ==== LIMITATIONS ON
20 4 USE. Notwithstanding section 455A.19, subsection
20 5 1, paragraph "a", for the fiscal year beginning July
20 6 1, 2012, and ending June 30, 2013, moneys deposited
20 7 into the open spaces account of the Iowa resources
20 8 enhancement and protection fund created pursuant to
20 9 sections 455A.18 and 455A.19, subsection 1, paragraph
20 10 "a", shall not be used for any purpose related to
20 11 the acquisition of land, including but not limited to
20 12 acquisition by purchase, lease, or lease=purchase, if
20 13 the department would be the titleholder or a lessee or
20 14 lessor of the land.>

DRAKE of Cass
SF509.2350 (7) 84
da/jp



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House Amendment 1563

PAG LIN

1 1 Amend House File 649 as follows:
1 2 #1. Page 32, by striking lines 21 through 24 and
1 3 inserting <system in accordance with section 237A.30.>

HEDDENS of Story
HF649.2307 (1) 84
pf/jp



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House Amendment 1564

PAG LIN

- 1 1 Amend House File 649 as follows:
- 1 2 #1. Page 75, by striking lines 13 through 23.
- 1 3 #2. By renumbering as necessary.

HEDDENS of Story
HF649.2310 (1) 84
pf/jp



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House Amendment 1565

PAG LIN

1 1 Amend House File 649 as follows:
1 2 #1. Page 12, line 9, by striking <2,906,532> and
1 3 inserting <3,024,410>
1 4 #2. Page 12, line 12, by striking <424,146> and
1 5 inserting <474,146>
1 6 #3. Page 12, line 16, by striking <210,619> and
1 7 inserting <224,063>
1 8 #4. Page 12, before line 32 by inserting:
1 9 <__. Of the funds appropriated in this subsection,
1 10 \$907,235 shall be used for the office of the state
1 11 medical examiner.>
1 12 #5. By renumbering as necessary.

HEDDENS of Story
HF649.2347 (1) 84
pf/jp



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House Amendment 1566

PAG LIN

1 1 Amend House File 649 as follows:
1 2 #1. Page 22, line 24, by striking <12,811,565> and
1 3 inserting <13,466,749>

HEDDENS of Story
HF649.2303 (1) 84
pf/jp



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House Amendment 1567

PAG LIN

1 1 Amend House File 649 as follows:
1 2 #1. Page 21, line 12, by striking <50,421,027> and
1 3 inserting <50,438,900>

HEDDENS of Story
HF649.2302 (1) 84
pf/jp



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House Amendment 1568

PAG LIN

1 1 Amend House File 649 as follows:
1 2 #1. Page 11, line 30, by striking <813,777> and
1 3 inserting <831,659>

HEDDENS of Story
HF649.2300 (1) 84
pf/jp



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House Amendment 1569

PAG LIN

1 1 Amend House File 649 as follows:
1 2 #1. Page 1, line 19, by striking <9,852,577> and
1 3 inserting <10,454,394>
1 4 #2. Page 1, line 21, by striking <a.>
1 5 #3. By striking page 1, line 30, through page 2,
1 6 line 1.

HEDDENS of Story
HF649.2366 (1) 84
pf/jp



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House Amendment 1570

PAG LIN

1 1 Amend House File 649 as follows:
1 2 #1. Page 30, before line 1 by inserting:
1 3 <__. Of the funds appropriated in this section,
1 4 not more than \$166,600 shall be used to enhance
1 5 outreach efforts. The department may transfer funds
1 6 allocated in this subsection to the appropriations in
1 7 this division of this Act for general administration,
1 8 the children's health insurance program, or medical
1 9 contracts, as necessary, to implement the outreach
1 10 efforts.>
1 11 #2. Page 31, line 23, by striking <32,927,152> and
1 12 inserting <33,146,152>
1 13 #3. Page 31, after line 28 by inserting:
1 14 <__. Of the funds appropriated in this section,
1 15 \$128,950 is allocated for continuation of the contract
1 16 for advertising and outreach with the department
1 17 of public health and \$90,050 is allocated for other
1 18 advertising and outreach.>
1 19 #4. By renumbering as necessary.

HEDDENS of Story
HF649.2305 (1) 84
pf/jp



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House Amendment 1571

PAG LIN

1 1 Amend House File 649 as follows:
1 2 #1. Page 31, line 35, by striking <51,237,662> and
1 3 inserting <54,737,662>
1 4 #2. Page 32, line 1, by striking <49,868,235> and
1 5 inserting <51,368,235>

HEDDENS of Story
HF649.2306 (2) 84
pf/jp



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House Amendment 1572

PAG LIN

1 1 Amend House File 649 as follows:
1 2 #1. Page 16, by striking lines 26 through 35 and
1 3 inserting:
1 4 <Pregnancy prevention grants shall be awarded
1 5 to programs in existence on or before July 1, 2011,
1 6 if the programs are comprehensive in scope and have
1 7 demonstrated positive outcomes. Grants shall be
1 8 awarded to pregnancy prevention programs which are
1 9 developed after July 1, 2011, if the programs are
1 10 comprehensive in scope and are based on existing models
1 11 that have demonstrated positive outcomes. Grants
1 12 shall comply with the requirements provided in 1997
1 13 Iowa Acts, chapter 208, section 14, subsections 1 and
1 14 2, including the requirement that grant programs must
1 15 emphasize sexual abstinence. Priority in the awarding
1 16 of grants shall be given to programs that serve areas
1 17 of the state which demonstrate the highest percentage
1 18 of unplanned pregnancies of females of childbearing age
1 19 within the geographic area to be served by the grant.>

HEDDENS of Story
HF649.2271 (1) 84
pf/jp



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House Amendment 1573

PAG LIN

1 1 Amend House File 649 as follows:
1 2 #1. Page 34, line 9, by striking <8,258,251> and
1 3 inserting <8,371,745>
1 4 #2. Page 34, line 15, by striking <10,638,677> and
1 5 inserting <10,732,630>
1 6 #3. Page 34, line 34, by striking <82,020,163> and
1 7 inserting <83,120,163>
1 8 #4. Page 36, line 23, by striking <7,170,116> and
1 9 inserting <7,670,116>
1 10 #5. Page 38, line 27, by striking <4,522,602> and
1 11 inserting <5,122,602>
1 12 #6. Page 43, line 9, by striking <5,877,308> and
1 13 inserting <6,101,881>
1 14 #7. Page 43, line 14, by striking <6,411,734> and
1 15 inserting <6,481,305>
1 16 #8. Page 43, line 19, by striking <10,275,685> and
1 17 inserting <10,450,460>
1 18 #9. Page 43, line 25, by striking <944,323> and
1 19 inserting <1,044,328>
1 20 #10. Page 44, line 23, by striking <18,807,801> and
1 21 inserting <18,908,824>
1 22 #11. Page 44, line 26, by striking <13,085,658> and
1 23 inserting <13,158,560>
1 24 #12. Page 48, line 17, by striking <7,550,727> and
1 25 inserting <7,682,396>
1 26 #13. Page 49, line 1, by striking <53,939,921> and
1 27 inserting <56,991,197>
1 28 #14. Page 49, line 14, by striking <15,146,745> and
1 29 inserting <15,586,099>

HEDDENS of Story
HF649.2370 (2) 84
pf/jp



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House Amendment 1574

PAG LIN

- 1 1 Amend House File 649 as follows:
- 1 2 #1. Page 56, by striking lines 10 through 19.
- 1 3 #2. By renumbering as necessary.

HEDDENS of Story
HF649.2364 (1) 84
pf/jp



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House Amendment 1575

PAG LIN

1 1 Amend House File 649 as follows:
1 2 #1. Page 67, line 1, by striking <48,697,893> and
1 3 inserting <67,849,072>
1 4 #2. Page 68, line 8, by striking <36,697,893> and
1 5 inserting <55,849,072>
1 6 #3. Page 68, line 19, by striking <49,772,936> and
1 7 inserting <68,924,115>

HEDDENS of Story
HF649.2331 (2) 84
pf/jp



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House Amendment 1576

PAG LIN

1 1 Amend House File 649 as follows:
1 2 #1. Page 7, line 21, by striking <3,386,865> and
1 3 inserting <3,562,970>
1 4 #2. Page 7, line 23, by striking <136,808> and
1 5 inserting <145,582>
1 6 #3. Page 7, line 27, by striking <383,600> and
1 7 inserting <408,203>
1 8 #4. Page 8, line 8, by striking <770,791> and
1 9 inserting <788,303>
1 10 #5. Page 8, line 20, by striking <421,782> and
1 11 inserting <448,834>
1 12 #6. Page 8, after line 25 by inserting:
1 13 <j. Of the funds appropriated in this subsection,
1 14 \$199,069 shall be used to support the prevention and
1 15 chronic care management advisory council established
1 16 pursuant to section 135.161 and the medical home system
1 17 advisory council established pursuant to section
1 18 135.159.
1 19 k. Of the funds appropriated in this subsection,
1 20 \$85,678 shall be used to support the neuromuscular and
1 21 related genetic disease program.>
1 22 #7. By renumbering as necessary.

HEDDENS of Story
HF649.2296 (2) 84
pf/jp



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House Amendment 1577

PAG LIN

1 1 Amend House File 649 as follows:
1 2 #1. Page 6, line 25, by striking <2,451,905> and
1 3 inserting <2,658,410>
1 4 #2. Page 6, line 28, by striking <639,318> and
1 5 inserting <681,293>
1 6 #3. Page 6, line 34, by striking <287,520> and
1 7 inserting <306,397>
1 8 #4. Page 7, line 11, by striking <112,677> and
1 9 inserting <120,075>
1 10 #5. Page 7, line 13, by striking <163,760> and
1 11 inserting <174,512>
1 12 #6. Page 7, after line 16 by inserting:
1 13 <f. Of the funds appropriated in this subsection,
1 14 \$50,000 shall be used for a matching dental education
1 15 loan repayment program in conjunction with the primary
1 16 care provider recruitment and retention endeavor
1 17 established in section 135.107. The department shall
1 18 work with a dental nonprofit health service corporation
1 19 to develop the criteria for the loan repayment
1 20 program.>
1 21 #7. By renumbering as necessary.

HEDDENS of Story
HF649.2295 (1) 84
pf/jp



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House Amendment 1578

PAG LIN

1 1 Amend House File 649 as follows:
1 2 #1. Page 11, line 21, by striking <7,297,142> and
1 3 inserting <7,470,360>
1 4 #2. Page 11, line 22, by striking <2,009,187> and
1 5 inserting <2,143,405>
1 6 #3. Page 11, line 24, by striking <5,287,955> and
1 7 inserting <5,326,955>
1 8 #4. By renumbering as necessary.

HEDDENS of Story
HF649.2299 (2) 84
pf/jp



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House Amendment 1579

PAG LIN

1 1 Amend House File 649 as follows:
1 2 #1. Page 23, line 35, by striking <897,237,190> and
1 3 inserting <917,431,412>
1 4 #2. Page 28, line 35, by striking <349,011> and
1 5 inserting <362,822>

HEDDENS of Story
HF649.2304 (2) 84
pf/jp



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House Amendment 1580

PAG LIN

1 1 Amend House File 649 as follows:
1 2 #1. Page 3, line 10, by striking <20,703,190> and
1 3 inserting <26,217,590>
1 4 #2. Page 3, by striking line 12 and inserting:
1 5 <a. Of the funds appropriated in this subsection,
1 6 \$5,968,230 shall be used for the tobacco use prevention
1 7 and control initiative, including efforts at the state
1 8 and local levels, as provided in chapter 142A.
1 9 (1) Of the funds allocated in this paragraph "a",>
1 10 #3. Page 3, by striking lines 17 through 21 and
1 11 inserting:
1 12 <(2) Of the funds allocated in this lettered
1 13 paragraph, \$1,361,501 shall be used for youth programs
1 14 designed to achieve the goals of the initiative, that
1 15 are directed by youth participants for youth pursuant
1 16 to section 142A.9.>
1 17 #4. By renumbering as necessary.

HEDDENS of Story
HF649.2294 (2) 84
pf/jp



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House Amendment 1581

PAG LIN

1 1 Amend the amendment, H=1557, to Senate File 326,
1 2 as amended, passed, and reprinted by the Senate, as
1 3 follows:
1 4 #1. Page 1, by striking line 15 and inserting:
1 5 3. No more than a simple majority of the>

KAUFMANN of Cedar
H1557.2378 (3) 84
jm/rj



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House Amendment 1582

PAG LIN

1 1 Amend House File 649 as follows:
1 2 #1. Page 8, line 30, by striking <3,610,740> and
1 3 inserting <3,944,586>
1 4 #2. Page 8, line 32, by striking <33,081> and
1 5 inserting <35,361>
1 6 #3. Page 10, after line 3 by inserting:
1 7 <(2) For distribution to the Iowa family planning
1 8 network agencies for necessary infrastructure,
1 9 statewide coordination, provider recruitment, service
1 10 delivery, and provision of assistance to patients in
1 11 determining an appropriate medical home:
1 12 \$ 68,332>
1 13 #4. Page 11, after line 7 by inserting:
1 14 <(1) Of the funds appropriated in this subsection,
1 15 \$130,100 shall be used for allocation to an independent
1 16 statewide direct care worker association for education,
1 17 outreach, leadership development, mentoring, and
1 18 other initiatives intended to enhance the recruitment
1 19 and retention of direct care workers in health and
1 20 long-term care.
1 21 (2) Of the funds appropriated in this subsection,
1 22 \$58,000 shall be used to provide subsidized direct care
1 23 worker educational programs sponsored by an independent
1 24 statewide direct care worker association.>
1 25 #5. Page 11, after line 15 by inserting:
1 26 <k. Of the funds appropriated in this subsection up
1 27 to \$143,466 shall be used to support the department's
1 28 activities relating to health and long-term care access
1 29 as specified pursuant to chapter 135, division XXIV.
1 30 1. The department shall initiate collaboration
1 31 between the prevention and chronic care management
1 32 advisory council and the medical home system advisory
1 33 council to enhance alignment of the goals, activities,
1 34 and resource usage of the advisory councils. The
1 35 department shall submit a plan to the persons specified
1 36 in this Act for submission of reports to combine the
1 37 advisory councils beginning July 1, 2012.>
1 38 #6. By renumbering as necessary.

HEDDENS of Story
HF649.2382 (1) 84
pf/jp



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House Amendment 1583

PAG LIN

1 1 Amend House File 649 as follows:
1 2 #1. Page 71, after line 16 by inserting:
1 3 <COMMUNITY HOUSING REVOLVING LOAN PROGRAM
1 4 Sec. _____. NEW SECTION. 16.185 Community housing
1 5 for persons with disabilities revolving loan program
1 6 fund.
1 7 1. A community housing for persons with
1 8 disabilities loan program fund is created within the
1 9 authority to further the availability of affordable
1 10 housing for Medicaid waiver=eligible individuals
1 11 with behaviors that provide significant barriers
1 12 to accessing traditional rental opportunities. The
1 13 moneys in the fund are annually appropriated to the
1 14 authority to be used for the development and operation
1 15 of a revolving loan program to provide financing to
1 16 construct affordable permanent supportive housing,
1 17 including through new construction, acquisition and
1 18 rehabilitation of existing housing, or conversion or
1 19 adaptive reuse.
1 20 2. Moneys transferred by the authority for deposit
1 21 in the community housing for persons with disabilities
1 22 revolving loan program fund, moneys appropriated to
1 23 the community housing for persons with disabilities
1 24 revolving loan program, and any other moneys available
1 25 to and obtained or accepted by the authority for
1 26 placement in the fund shall be credited to the fund.
1 27 Additionally, payment of interest, recaptures of
1 28 awards, and other repayments to the community housing
1 29 for persons with disabilities revolving loan program
1 30 fund shall be credited to the fund. Notwithstanding
1 31 section 12C.7, subsection 2, interest or earnings
1 32 on moneys in the community housing for persons with
1 33 disabilities revolving loan program fund shall be
1 34 credited to the fund. Notwithstanding section 8.33,
1 35 moneys credited to the fund that remain unencumbered or
1 36 unobligated at the close of the fiscal year shall not
1 37 revert to any other fund.
1 38 3. The authority shall annually allocate moneys
1 39 available in the community housing for persons with
1 40 disabilities revolving loan program fund for the
1 41 development of permanent supportive housing for
1 42 Medicaid waiver=eligible individuals. The authority
1 43 shall develop a joint application process for
1 44 the allocation of United States housing and urban
1 45 development HOME investment partnerships program
1 46 funding and the funds available under this section.
1 47 Moneys allocated to such projects may be in the form
1 48 of loans, forgivable loans, or a combination of loans
1 49 and forgivable loans.
1 50 4. a. A project shall demonstrate written approval



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House Amendment 1583 continued

2 1 of the project by the department of human services to
2 2 the authority prior to application for funding under
2 3 this section.
2 4 b. In order to be approved by the department of
2 5 human services for application for funding under this
2 6 section, a project shall include all of the following
2 7 components:
2 8 (1) Provision of services to any of the following
2 9 Medicaid waiver=eligible individuals:
2 10 (a) Individuals who are currently underserved
2 11 in community placements, including individuals who
2 12 are physically aggressive or have behaviors that are
2 13 difficult to manage.
2 14 (b) Individuals who are currently residing in
2 15 out=of=state facilities.
2 16 (c) Individuals who are currently receiving care in
2 17 a licensed health care facility.
2 18 (2) A plan to provide each individual with crisis
2 19 stabilization services to ensure that the individual's
2 20 behavioral issues are appropriately addressed by the
2 21 provider.
2 22 (3) Policies and procedures that prohibit discharge
2 23 of the individual from the waiver services provided by
2 24 the project provider unless an alternative placement
2 25 that is acceptable to the client or client's guardian
2 26 is identified.
2 27 c. Housing provided through a project under this
2 28 section is exempt from the requirements of chapter
2 29 1350.
2 30 5. The authority, in collaboration with the
2 31 department of human services, shall adopt rules
2 32 pursuant to chapter 17 to administer this section.>
2 33 #2. Page 71, after line 26 by inserting:
2 34 <CHILD WELFARE DECATEGORIZATION
2 35 FY 2009=2010 NONREVERSION
2 36 Sec. _____. 2009 Iowa Acts, chapter 182, section 14,
2 37 subsection 5, is amended by adding the following new
2 38 unnumbered paragraph:
2 39 NEW UNNUMBERED PARAGRAPH Notwithstanding section
2 40 232.188, subsection 5, moneys from the allocations
2 41 made in this subsection or made from any other
2 42 source for the decategorization of child welfare and
2 43 juvenile justice funding initiative under section
2 44 232.188 for the fiscal year beginning July 1, 2009,
2 45 that are designated as carryover funding that remain
2 46 unencumbered or unobligated at the close of the fiscal
2 47 year beginning July 1, 2010, shall not revert but shall
2 48 be transferred to the community housing for persons
2 49 with disabilities revolving loan program fund created
2 50 in section 16.185, as enacted by this division of this



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House Amendment 1583 continued

- 3 1 Act.>
- 3 2 #3. By renumbering as necessary.

HEATON of Henry

HEDDENS of Story

MURPHY of Dubuque
HF649.2330 (3) 84
pf/jp



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House Amendment 1584

PAG LIN

1 1 Amend Senate File 236, as passed by the Senate, as
1 2 follows:
1 3 #1. Page 1, after line 8 by inserting:
1 4 <Sec. _____. Section 100C.4, Code 2011, is amended to
1 5 read as follows:
1 6 100C.4 Insurance and surety bond requirements.
1 7 1. A fire extinguishing system contractor
1 8 shall maintain general and complete operations
1 9 liability insurance and a surety bond for the
1 10 layout, installation, repair, alteration, addition,
1 11 maintenance, and inspection of automatic fire
1 12 extinguishing systems in an amount determined by the
1 13 state fire marshal by rule.
1 14 2. An alarm system contractor shall maintain
1 15 general and complete operations liability insurance and
1 16 a surety bond for the layout, installation, repair,
1 17 alteration, addition, maintenance, and inspection of
1 18 alarm systems in an amount determined by the state fire
1 19 marshal by rule.
1 20 3. The insurance policy and surety bond shall be
1 21 written by an entity licensed to do business in this
1 22 state and each licensee shall maintain on file with
1 23 the department a certificate evidencing the insurance
1 24 providing that the insurance or surety bond shall not
1 25 be canceled without the entity first giving fifteen
1 26 days written notice to the fire marshal.
1 27 Sec. _____. Section 100D.4, Code 2011, is amended to
1 28 read as follows:
1 29 100D.4 Insurance ~~and surety bond~~ requirements.
1 30 1. An applicant for a fire protection system
1 31 installer and maintenance worker license or renewal of
1 32 an active license shall provide evidence of a public
1 33 liability insurance policy ~~and surety bond~~ in an amount
1 34 determined sufficient by the fire marshal by rule.
1 35 2. If the applicant is engaged in fire protection
1 36 system installer and maintenance worker work
1 37 individually through a business conducted as a sole
1 38 proprietorship, the applicant shall personally obtain
1 39 the insurance ~~and surety bond~~ required by this section.
1 40 If the applicant is engaged in the fire protection
1 41 system installer and maintenance worker business
1 42 as an employee or owner of a legal entity, then the
1 43 insurance ~~and surety bond~~ required by this section
1 44 shall be obtained by the entity and shall cover all
1 45 fire protection system installer and maintenance worker
1 46 work performed by the entity.
1 47 3. The insurance ~~and surety bond~~ policy shall be
1 48 written by an entity licensed to do business in this
1 49 state and each licensee shall maintain on file with
1 50 the department a certificate evidencing the insurance



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House Amendment 1584 continued

2 1 providing that the insurance ~~or surety bond~~ policy
2 2 shall not be canceled without the entity first giving
2 3 fifteen days written notice to the fire marshal.>
2 4 #2. Title page, line 3, after <council,> by
2 5 inserting <the licensing of fire protection system
2 6 installers and maintenance workers,>
2 7 #3. By renumbering as necessary.

HAGENOW of Polk
SF236.1850 (2) 84
jm/nh



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House Amendment 1585

PAG LIN

1 1 Amend House File 649 as follows:
1 2 #1. Page 57, after line 20 by inserting:
1 3 <Sec. _____. FEDERAL GRANTS REPORTING. During the
1 4 fiscal year beginning July 1, 2011, the departments
1 5 and agencies receiving an appropriation in this Act
1 6 from the general fund of the state shall report to
1 7 the persons designated by this Act for submission of
1 8 reports and the department of management within 60
1 9 calendar days of applying for or renewing a federal
1 10 grant with a value over \$1,000. The report shall list
1 11 the federal funding source and address the potential
1 12 need for the commitment of state funding in order to
1 13 match or continue the funding provided by the federal
1 14 grant in the present or the future.>
1 15 #2. By renumbering as necessary.

HEATON of Henry
HF649.2292 (2) 84
jp/pf



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House Amendment 1586

PAG LIN

1 1 Amend Senate File 509, as amended, passed, and
1 2 reprinted by the Senate, as follows:
1 3 #1. By striking everything after the enacting clause
1 4 and inserting:
1 5
1 6 <DIVISION I
1 7 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP
1 8 GENERAL APPROPRIATIONS FOR FY 2011=2012
1 9 Section 1. GENERAL FUND ==== DEPARTMENT.
1 10 1. There is appropriated from the general fund of
1 11 the state to the department of agriculture and land
1 12 stewardship for the fiscal year beginning July 1, 2011,
1 13 and ending June 30, 2012, the following amount, or
1 14 so much thereof as is necessary, to be used for the
1 15 purposes designated:
1 16 For purposes of supporting the department, including
1 17 its divisions, for administration, regulation, and
1 18 programs; for salaries, support, maintenance, and
1 19 miscellaneous purposes; and for not more than the
1 20 following full-time equivalent positions:
1 21 \$ 16,497,308
1 22 FTEs 365.00
1 23 2. The department shall submit a report each
1 24 quarter of the fiscal year to the legislative services
1 25 agency, the department of management, the members of
1 26 the joint appropriations subcommittee on agriculture
1 27 and natural resources, and the chairpersons and
1 28 ranking members of the senate and house committees on
1 29 appropriations. The report shall describe in detail
1 30 the expenditure of moneys appropriated in this section
1 31 to support the department's administration, regulation,
1 32 and programs.
1 33 3. Of the amount appropriated in this section,
1 34 \$238,000 is transferred to Iowa state university of
1 35 science and technology, to be used for the university's
1 36 midwest grape and wine industry institute.
1 37 DESIGNATED APPROPRIATIONS ==== ANIMAL HUSBANDRY
1 38 Sec. 2. UNCLAIMED PARI=MUTUEL WAGERING WINNINGS ====
1 39 HORSE AND DOG RACING. There is appropriated from the
1 40 moneys available under section 99D.13 to the department
1 41 of agriculture and land stewardship for the fiscal year
1 42 beginning July 1, 2011, and ending June 30, 2012, the
1 43 following amount, or so much thereof as is necessary,
1 44 to be used for the purposes designated:
1 45 For purposes of supporting the department's
1 46 administration and enforcement of horse and dog racing
1 47 law pursuant to section 99D.22, including for salaries,
1 48 support, maintenance, and miscellaneous purposes:
1 49 \$ 305,516
1 50 DESIGNATED APPROPRIATIONS ==== MOTOR FUEL
1 51 Sec. 3. RENEWABLE FUEL INFRASTRUCTURE FUND ==



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House Amendment 1586 continued

2 1 MOTOR FUEL INSPECTION. There is appropriated from
2 2 the renewable fuel infrastructure fund created in
2 3 section 15G.205 to the department of agriculture and
2 4 land stewardship for the fiscal year beginning July 1,
2 5 2011, and ending June 30, 2012, the following amount,
2 6 or so much thereof as is necessary, to be used for the
2 7 purposes designated:
2 8 For purposes of the inspection of motor fuel,
2 9 including salaries, support, maintenance, and
2 10 miscellaneous purposes:
2 11 \$ 500,000
2 12 The department shall establish and administer
2 13 programs for the auditing of motor fuel including
2 14 biofuel processing and production plants, for screening
2 15 and testing motor fuel, including renewable fuel,
2 16 and for the inspection of motor fuel sold by dealers
2 17 including retail dealers who sell and dispense motor
2 18 fuel from motor fuel pumps.
2 19 DIVISION II
2 20 DEPARTMENT OF NATURAL RESOURCES
2 21 GENERAL APPROPRIATIONS FOR FY 2011=2012
2 22 Sec. 4. GENERAL FUND ==== DEPARTMENT.
2 23 1. There is appropriated from the general fund of
2 24 the state to the department of natural resources for
2 25 the fiscal year beginning July 1, 2011, and ending June
2 26 30, 2012, the following amount, or so much thereof as
2 27 is necessary, to be used for the purposes designated:
2 28 For purposes of supporting the department, including
2 29 its divisions, for administration, regulation, and
2 30 programs; for salaries, support, maintenance, and
2 31 miscellaneous purposes; and for not more than the
2 32 following full=time equivalent positions:
2 33 \$ 12,266,688
2 34 FTEs 1,145.95
2 35 2. Of the number of full=time equivalent positions
2 36 authorized to the department pursuant to subsection 1,
2 37 50.00 full=time equivalent positions shall be allocated
2 38 by the department for seasonal employees for purposes
2 39 of providing maintenance, upkeep, and sanitary services
2 40 at state parks.
2 41 3. The department shall submit a report each
2 42 quarter of the fiscal year to the legislative services
2 43 agency, the department of management, the members of
2 44 the joint appropriations subcommittee on agriculture
2 45 and natural resources, and the chairpersons and
2 46 ranking members of the senate and house committees on
2 47 appropriations. The report shall describe in detail
2 48 the expenditure of moneys appropriated under this
2 49 section to support the department's administration,
2 50 regulation, and programs.



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House Amendment 1586 continued

3 1 Sec. 5. STATE FISH AND GAME PROTECTION FUND ====

3 2 DIVISION OF FISH AND WILDLIFE.

3 3 1. There is appropriated from the state fish and

3 4 game protection fund to the department of natural

3 5 resources for the fiscal year beginning July 1, 2011,

3 6 and ending June 30, 2012, the following amount, or

3 7 so much thereof as is necessary, to be used for the

3 8 purposes designated:

3 9 For purposes of supporting the division of fish and

3 10 wildlife, including for administration, regulation,

3 11 and programs; and for salaries, support, maintenance,

3 12 equipment, and miscellaneous purposes:

3 13 \$ 38,793,154

3 14 2. Notwithstanding section 455A.10, the department

3 15 may use the unappropriated balance remaining in the

3 16 state fish and game protection fund to provide for the

3 17 funding of health and life insurance premium payments

3 18 from unused sick leave balances of conservation peace

3 19 officers employed in a protection occupation who

3 20 retire, pursuant to section 97B.49B.

3 21 3. Notwithstanding section 455A.10, the department

3 22 of natural resources may use the unappropriated

3 23 balance remaining in the state fish and game protection

3 24 fund for the fiscal year beginning July 1, 2011,

3 25 and ending June 30, 2012, as is necessary to fund

3 26 salary adjustments for departmental employees which

3 27 the general assembly has made an operating budget

3 28 appropriation for in subsection 1.

3 29 Sec. 6. GROUNDWATER PROTECTION FUND ==== WATER

3 30 QUALITY. There is appropriated from the groundwater

3 31 protection fund created in section 455E.11 to the

3 32 department of natural resources for the fiscal year

3 33 beginning July 1, 2011, and ending June 30, 2012, from

3 34 those moneys which are not allocated pursuant to that

3 35 section, the following amount, or so much thereof as is

3 36 necessary, to be used for the purposes designated:

3 37 For purposes of supporting the department's

3 38 protection of the state's groundwater, including

3 39 for administration, regulation, and programs, and

3 40 for salaries, support, maintenance, equipment, and

3 41 miscellaneous purposes:

3 42 \$ 3,455,832

3 43 DESIGNATED APPROPRIATIONS ==== MISCELLANEOUS

3 44 Sec. 7. SPECIAL SNOWMOBILE FUND ==== SNOWMOBILE

3 45 PROGRAM. There is appropriated from the special

3 46 snowmobile fund created under section 321G.7 to the

3 47 department of natural resources for the fiscal year

3 48 beginning July 1, 2011, and ending June 30, 2012, the

3 49 following amount, or so much thereof as is necessary,

3 50 to be used for the purpose designated:



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House Amendment 1586 continued

4 1 For purposes of administering and enforcing the
4 2 state snowmobile programs:
4 3 \$ 100,000
4 4 Sec. 8. SPECIAL SNOWMOBILE FUND. Notwithstanding
4 5 section 321G.7, subsection 2, for the fiscal year
4 6 beginning July 1, 2011, and ending June 30, 2012,
4 7 at least seventy-five percent of the moneys in the
4 8 special snowmobile fund which are appropriated to the
4 9 department of natural resources as provided in that
4 10 subsection shall be made available for use by political
4 11 subdivisions or incorporated private organizations, or
4 12 both, for their use as provided in that subsection.
4 13 Sec. 9. UNASSIGNED REVENUE FUND ==== UNDERGROUND
4 14 STORAGE TANK SECTION EXPENSES. There is appropriated
4 15 from the unassigned revenue fund administered by the
4 16 Iowa comprehensive underground storage tank fund
4 17 board to the department of natural resources for the
4 18 fiscal year beginning July 1, 2011, and ending June 30,
4 19 2012, the following amount, or so much thereof as is
4 20 necessary, to be used for the purpose designated:
4 21 For purposes of paying for administration expenses
4 22 of the department's underground storage tank section:
4 23 \$ 200,000
4 24 Sec. 10. STORM WATER DISCHARGE PERMIT FEES ====
4 25 SUPPORT FOR SPECIAL PURPOSES. Notwithstanding any
4 26 contrary provision of state law, for the fiscal year
4 27 beginning July 1, 2011, and ending June 30, 2012, the
4 28 department of natural resources may use additional
4 29 moneys available to the department collected from
4 30 storm water discharge permit fees as provided in
4 31 sections 455B.103A and 455B.197 for the staffing of the
4 32 following additional full-time equivalent positions for
4 33 the purposes designated:
4 34 1. For purposes of reducing the department's
4 35 floodplain permit backlog:
4 36 FTEs 2.00
4 37 2. For purposes of implementing the federal total
4 38 maximum daily load program:
4 39 FTEs 2.00
4 40 DIVISION III
4 41 IOWA STATE UNIVERSITY
4 42 APPROPRIATION FOR FY 2011=2012
4 43 Sec. 11. GENERAL FUND ==== VETERINARY DIAGNOSTIC
4 44 LABORATORY.
4 45 1. There is appropriated from the general fund
4 46 of the state to Iowa state university of science and
4 47 technology for the fiscal year beginning July 1, 2011,
4 48 and ending June 30, 2012, the following amount, or
4 49 so much thereof as is necessary, to be used for the
4 50 purposes designated:



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House Amendment 1586 continued

5 1 For purposes of supporting the college of veterinary
5 2 medicine for the operation of the veterinary diagnostic
5 3 laboratory and for not more than the following
5 4 full-time equivalent positions:
5 5 \$ 3,237,636
5 6 FTEs 50.00
5 7 2. a. Iowa state university of science and
5 8 technology shall not reduce the amount that it
5 9 allocates to support the college of veterinary medicine
5 10 from any other source due to the appropriation made in
5 11 this section.
5 12 b. Paragraph "a" does not apply to a reduction made
5 13 to support the college of veterinary medicine, if the
5 14 same percentage of reduction imposed on the college
5 15 of veterinary medicine is also imposed on all of Iowa
5 16 state university's budget units.
5 17 3. If by June 30, 2012, Iowa state university
5 18 of science and technology fails to allocate the
5 19 moneys appropriated in this section to the college of
5 20 veterinary medicine in accordance with this section,
5 21 the moneys appropriated in this section for that fiscal
5 22 year shall revert to the general fund of the state.
5 23 DIVISION IV
5 24 ENVIRONMENT FIRST FUND
5 25 GENERAL APPROPRIATIONS FOR FY 2011=2012
5 26 Sec. 12. DEPARTMENT OF AGRICULTURE AND LAND
5 27 STEWARDSHIP. There is appropriated from the
5 28 environment first fund created in section 8.57A to the
5 29 department of agriculture and land stewardship for the
5 30 fiscal year beginning July 1, 2011, and ending June 30,
5 31 2012, the following amounts, or so much thereof as is
5 32 necessary, to be used for the purposes designated:
5 33 1. CONSERVATION RESERVE ENHANCEMENT PROGRAM (CREP)
5 34 a. For the conservation reserve enhancement program
5 35 to restore and construct wetlands for the purposes of
5 36 intercepting tile line runoff, reducing nutrient loss,
5 37 improving water quality, and enhancing agricultural
5 38 production practices:
5 39 \$ 1,000,000
5 40 b. Not more than 10 percent of the moneys
5 41 appropriated in paragraph "a" may be used for costs of
5 42 administration and implementation of soil and water
5 43 conservation practices.
5 44 c. Notwithstanding any other provision in law,
5 45 the department may provide state resources from this
5 46 appropriation, in combination with other appropriate
5 47 environment first fund appropriations, for cost sharing
5 48 to match United States department of agriculture,
5 49 natural resources conservation service, wetlands
5 50 reserve enhancement program (WREP) funding available



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House Amendment 1586 continued

6 1 to Iowa.
6 2 2. WATERSHED PROTECTION
6 3 a. For continuation of a program that provides
6 4 multiobjective resource protections for flood control,
6 5 water quality, erosion control, and natural resource
6 6 conservation:
6 7 \$ 900,000
6 8 b. Not more than 10 percent of the moneys
6 9 appropriated in paragraph "a" may be used for costs of
6 10 administration and implementation of soil and water
6 11 conservation practices.
6 12 3. FARM MANAGEMENT DEMONSTRATION PROGRAM
6 13 a. For continuation of a statewide voluntary farm
6 14 management demonstration program to demonstrate the
6 15 effectiveness and adaptability of emerging practices in
6 16 agronomy that protect water resources and provide other
6 17 environmental benefits:
6 18 \$ 725,000
6 19 b. Not more than 10 percent of the moneys
6 20 appropriated in paragraph "a" may be used for costs of
6 21 administration and implementation of soil and water
6 22 conservation practices.
6 23 c. Of the amount appropriated in paragraph "a",
6 24 \$400,000 shall be allocated to an organization
6 25 representing soybean growers to provide for an
6 26 agriculture and environment performance program in
6 27 order to carry out the purposes of this subsection as
6 28 specified in paragraph "a".
6 29 4. AGRICULTURAL DRAINAGE WELL WATER QUALITY
6 30 ASSISTANCE FUND
6 31 a. For deposit in the agricultural drainage well
6 32 water quality assistance fund created in section
6 33 460.303 to be used for purposes of supporting the
6 34 agricultural drainage well water quality assistance
6 35 program as provided in section 460.304:
6 36 \$ 875,000
6 37 b. Not more than 10 percent of the moneys
6 38 appropriated in paragraph "a" may be used for costs of
6 39 administration and implementation of soil and water
6 40 conservation practices.
6 41 5. SOIL AND WATER CONSERVATION ==== ADMINISTRATION
6 42 For use by the department for costs of
6 43 administration and implementation of soil and water
6 44 conservation practices:
6 45 \$ 2,000,000
6 46 6. CONSERVATION RESERVE PROGRAM (CRP)
6 47 a. To encourage and assist farmers in enrolling
6 48 in and the implementation of the federal conservation
6 49 reserve program and to work with them to enhance their
6 50 revegetation efforts to improve water quality and



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7 1 habitat:
7 2 \$ 1,000,000
7 3 b. Not more than 10 percent of the moneys
7 4 appropriated in paragraph "a" may be used for costs of
7 5 administration and implementation of soil and water
7 6 conservation practices.
7 7 7. LOESS HILLS DEVELOPMENT AND CONSERVATION FUND
7 8 a. For deposit in the loess hills development and
7 9 conservation fund created in section 161D.2:
7 10 \$ 475,000
7 11 b. (1) Of the amount appropriated in paragraph
7 12 "a", \$316,667 shall be allocated to the fund's hungry
7 13 canyons account.
7 14 (2) Not more than 10 percent of the moneys
7 15 allocated to the hungry canyons account as provided in
7 16 subparagraph (1) may be used for administrative costs.
7 17 c. (1) Of the amount appropriated in paragraph
7 18 "a", \$158,333 shall be allocated to the fund's loess
7 19 hills alliance account.
7 20 (2) Not more than 10 percent of the moneys
7 21 allocated to the loess hills alliance account
7 22 as provided in subparagraph (1) may be used for
7 23 administrative costs.
7 24 8. SOUTHERN IOWA DEVELOPMENT AND CONSERVATION FUND
7 25 a. For deposit in the southern Iowa development and
7 26 conservation fund created in section 161D.12:
7 27 \$ 225,000
7 28 b. Not more than 10 percent of the moneys
7 29 appropriated in paragraph "a" may be used for
7 30 administrative costs.
7 31 9. SOIL AND WATER CONSERVATION
7 32 a. For use by the department in providing for soil
7 33 and water conservation administration, the conservation
7 34 of soil and water resources, or the support of soil and
7 35 water conservation district commissioners:
7 36 \$ 6,300,000
7 37 b. The department may deposit any amount of the
7 38 moneys into the Mississippi river basin healthy
7 39 watersheds initiative fund created in section 161G.2.
7 40 Sec. 13. DEPARTMENT OF NATURAL RESOURCES. There is
7 41 appropriated from the environment first fund created in
7 42 section 8.57A to the department of natural resources
7 43 for the fiscal year beginning July 1, 2011, and ending
7 44 June 30, 2012, the following amounts, or so much
7 45 thereof as is necessary, to be used for the purposes
7 46 designated:
7 47 1. KEEPERS OF THE LAND
7 48 For statewide coordination of volunteer efforts
7 49 under the water quality and keepers of the land
7 50 programs:



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8 1 \$ 100,000
8 2 2. STATE PARKS MAINTENANCE AND OPERATIONS
8 3 a. For regular maintenance of state parks and staff
8 4 time associated with these activities:
8 5 \$ 2,910,000
8 6 b. Of the amount appropriated in paragraph "a",
8 7 \$1,200,000 shall be allocated by the department for
8 8 purposes of providing funding for seasonal employees
8 9 for purposes of providing maintenance, upkeep, and
8 10 sanitary services at state parks.
8 11 3. GEOGRAPHIC INFORMATION SYSTEM (GIS)
8 12 To provide local watershed managers with geographic
8 13 information system data for their use in developing,
8 14 monitoring, and displaying results of their watershed
8 15 work:
8 16 \$ 195,000
8 17 4. WATER QUALITY MONITORING
8 18 For continuing the establishment and operation of
8 19 water quality monitoring stations:
8 20 \$ 2,955,000
8 21 5. PUBLIC WATER SUPPLY SYSTEM ACCOUNT
8 22 For deposit in the public water supply system
8 23 account of the water quality protection fund created
8 24 in section 455B.183A:
8 25 \$ 500,000
8 26 6. REGULATION OF ANIMAL FEEDING OPERATIONS
8 27 For the regulation of animal feeding operations,
8 28 including as provided for in chapters 459 and 459A:
8 29 \$ 420,000
8 30 7. AMBIENT AIR QUALITY
8 31 For the abatement, control, and prevention of
8 32 ambient air pollution in this state, including measures
8 33 as necessary to assure attainment and maintenance of
8 34 ambient air quality standards from particulate matter:
8 35 \$ 425,000
8 36 8. WATER QUANTITY REGULATION
8 37 For regulating water quantity from surface and
8 38 subsurface sources by providing for the allocation and
8 39 use of water resources, the protection and management
8 40 of water resources, and the preclusion of conflicts
8 41 among users of water resources, including as provided
8 42 in chapter 455B, division III, part 4:
8 43 \$ 495,000
8 44 Sec. 14. REVERSION. Notwithstanding section 8.33,
8 45 moneys appropriated for the fiscal year beginning
8 46 July 1, 2011, in this division of this Act that remain
8 47 unencumbered or unobligated at the close of the fiscal
8 48 year shall not revert but shall remain available to
8 49 be used for the purposes designated until the close
8 50 of the fiscal year beginning July 1, 2012, or until



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9 1 the project for which the appropriation was made is
9 2 completed, whichever is earlier.
9 3 DIVISION V
9 4 RESOURCES ENHANCEMENT AND PROTECTION
9 5 (REAP) FUND FOR FY 2011=2012
9 6 GENERAL APPROPRIATIONS
9 7 Sec. 15. ENVIRONMENT FIRST FUND. Notwithstanding
9 8 the amount of the standing appropriation from the
9 9 general fund of the state to the Iowa resources
9 10 enhancement and protection fund as provided in section
9 11 455A.18, there is appropriated from the environment
9 12 first fund created in section 8.57A to the Iowa
9 13 resources enhancement and protection fund, in lieu of
9 14 the appropriation made in section 455A.18, for the
9 15 fiscal year beginning July 1, 2011, and ending June 30,
9 16 2012, the following amount, to be allocated as provided
9 17 in section 455A.19:
9 18 \$ 11,500,000
9 19 Sec. 16. OPEN SPACES ACCOUNT ====

9 20 TRANSFERS. Notwithstanding section 455A.19, for the
9 21 fiscal year beginning July 1, 2011, and ending June 30,
9 22 2012, there is transferred from the open spaces account
9 23 of the Iowa resources enhancement and protection fund
9 24 created pursuant to sections 455A.18 and 455A.19,
9 25 subsection 1, paragraph "a", the following amounts to
9 26 be used for the purposes designated:

9 27 a. To the department of natural resources for
9 28 expenses related to the maintenance and operation of
9 29 state parks:
9 30 \$ 375,000

9 31 b. To the soil conservation division of the
9 32 department of agriculture and land stewardship for the
9 33 administration and implementation of soil and water
9 34 conservation practices as provided in chapter 161A:
9 35 \$ 375,000

9 36 c. To the loess hills development and conservation
9 37 authority created in section 161D.2 for deposit in the
9 38 hungry canyons account as provided in that section:
9 39 \$ 25,000

9 40 Sec. 17. OPEN SPACES ACCOUNT ==== LIMITATIONS ON
9 41 USE. Notwithstanding section 455A.19, subsection
9 42 1, paragraph "a", for the fiscal year beginning July
9 43 1, 2011, and ending June 30, 2012, moneys deposited
9 44 into the open spaces account of the Iowa resources
9 45 enhancement and protection fund created pursuant to
9 46 sections 455A.18 and 455A.19, subsection 1, paragraph
9 47 "a", shall not be used for any purpose related to
9 48 the acquisition of land, including but not limited to
9 49 acquisition by purchase, lease, or lease=purchase, if
9 50 the department would be the titleholder or a lessee or



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10 1 lessor of the land.

10 2 DIVISION VI

10 3 RELATED STATUTORY CHANGES FOR CODIFICATION IN 2011

10 4 IOWA COMPREHENSIVE PETROLEUM UNDERGROUND STORAGE TANK

10 5 FUND

10 6 Sec. 18. Section 455G.3, subsections 6 and 7, Code
10 7 2011, are amended to read as follows:

10 8 6. a. For the fiscal year beginning July 1,
10 9 2010, and each fiscal year thereafter, there is
10 10 appropriated from the Iowa comprehensive petroleum
10 11 underground storage tank fund to the department of
10 12 natural resources two hundred thousand dollars for
10 13 purposes of technical review support to be conducted
10 14 by nongovernmental entities for leaking underground
10 15 storage tank assessments.

10 16 b. Notwithstanding section 8.33, moneys
10 17 appropriated in this subsection that remain
10 18 unencumbered or unobligated at the close of the fiscal
10 19 year shall not revert but shall remain available for
10 20 expenditure for the purposes designated until the close
10 21 of the succeeding fiscal year.

10 22 7. a. For the fiscal year beginning July 1, 2010,
10 23 there is appropriated from the Iowa comprehensive
10 24 petroleum underground storage tank fund to the
10 25 department of natural resources one hundred thousand
10 26 dollars for purposes of database modifications
10 27 necessary to accept batched external data regarding
10 28 underground storage tank inspections conducted by
10 29 nongovernmental entities.

10 30 b. Notwithstanding section 8.33, moneys
10 31 appropriated in this subsection that remain
10 32 unencumbered or unobligated at the close of the fiscal
10 33 year shall not revert but shall remain available for
10 34 expenditure for the purposes designated until the close
10 35 of the succeeding fiscal year.

10 36 Sec. 19. Section 455G.3, subsection 8, Code 2011,
10 37 is amended by adding the following new unnumbered
10 38 paragraph:

10 39 NEW UNNUMBERED PARAGRAPH Notwithstanding section
10 40 8.33, moneys appropriated in this subsection that
10 41 remain unencumbered or unobligated at the close of the
10 42 fiscal year shall not revert but shall remain available
10 43 for expenditure for the purposes designated until the
10 44 close of the succeeding fiscal year.

10 45 Sec. 20. EFFECTIVE UPON ENACTMENT. This division
10 46 of this Act, being deemed of immediate importance,
10 47 takes effect upon enactment.

10 48 DIVISION viI

10 49 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP
10 50 GENERAL APPROPRIATIONS FOR FY 2012=2013



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11 1 Sec. 21. GENERAL FUND ==== DEPARTMENT.
11 2 1. There is appropriated from the general fund of
11 3 the state to the department of agriculture and land
11 4 stewardship for the fiscal year beginning July 1, 2012,
11 5 and ending June 30, 2013, the following amount, or
11 6 so much thereof as is necessary, to be used for the
11 7 purposes designated:
11 8 For purposes of supporting the department, including
11 9 its divisions, for administration, regulation, and
11 10 programs; for salaries, support, maintenance, and
11 11 miscellaneous purposes; and for not more than the
11 12 following full-time equivalent positions:
11 13 \$ 17,497,308
11 14 FTEs 365.00
11 15 2. The department shall submit a report each
11 16 quarter of the fiscal year to the legislative services
11 17 agency, the department of management, the members of
11 18 the joint appropriations subcommittee on agriculture
11 19 and natural resources, and the chairpersons and
11 20 ranking members of the senate and house committees on
11 21 appropriations. The report shall describe in detail
11 22 the expenditure of moneys appropriated in this section
11 23 to support the department's administration, regulation,
11 24 and programs.
11 25 3. Of the amount appropriated in this section,
11 26 \$238,000 is transferred to Iowa state university of
11 27 science and technology, to be used for the university's
11 28 midwest grape and wine industry institute.
11 29 DESIGNATED APPROPRIATIONS ==== ANIMAL HUSBANDRY
11 30 Sec. 22. UNCLAIMED PARI=MUTUEL WAGERING WINNINGS ====
11 31 HORSE AND DOG RACING. There is appropriated from the
11 32 moneys available under section 99D.13 to the department
11 33 of agriculture and land stewardship for the fiscal year
11 34 beginning July 1, 2012, and ending June 30, 2013, the
11 35 following amount, or so much thereof as is necessary,
11 36 to be used for the purposes designated:
11 37 For purposes of supporting the department's
11 38 administration and enforcement of horse and dog racing
11 39 law pursuant to section 99D.22, including for salaries,
11 40 support, maintenance, and miscellaneous purposes:
11 41 \$ 305,516
11 42 DESIGNATED APPROPRIATIONS ==== MOTOR FUEL
11 43 Sec. 23. RENEWABLE FUEL INFRASTRUCTURE FUND ====
11 44 MOTOR FUEL INSPECTION. There is appropriated from
11 45 the renewable fuel infrastructure fund created in
11 46 section 15G.205 to the department of agriculture and
11 47 land stewardship for the fiscal year beginning July 1,
11 48 2012, and ending June 30, 2013, the following amount,
11 49 or so much thereof as is necessary, to be used for the
11 50 purposes designated:



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12 1 For purposes of the inspection of motor fuel,
12 2 including salaries, support, maintenance, and
12 3 miscellaneous purposes:
12 4 \$ 500,000
12 5 The department shall establish and administer
12 6 programs for the auditing of motor fuel including
12 7 biofuel processing and production plants, for screening
12 8 and testing motor fuel, including renewable fuel,
12 9 and for the inspection of motor fuel sold by dealers
12 10 including retail dealers who sell and dispense motor
12 11 fuel from motor fuel pumps.
12 12 DIVISION viii
12 13 DEPARTMENT OF NATURAL RESOURCES
12 14 GENERAL APPROPRIATIONS FOR FY 2012=2013
12 15 Sec. 24. GENERAL FUND ==== DEPARTMENT.
12 16 1. There is appropriated from the general fund of
12 17 the state to the department of natural resources for
12 18 the fiscal year beginning July 1, 2012, and ending June
12 19 30, 2013, the following amount, or so much thereof as
12 20 is necessary, to be used for the purposes designated:
12 21 For purposes of supporting the department, including
12 22 its divisions, for administration, regulation, and
12 23 programs; for salaries, support, maintenance, and
12 24 miscellaneous purposes; and for not more than the
12 25 following full=time equivalent positions:
12 26 \$ 12,466,688
12 27 FTEs 1,145.95
12 28 2. Of the number of full=time equivalent positions
12 29 authorized to the department pursuant to subsection 1,
12 30 50.00 full=time equivalent positions shall be allocated
12 31 by the department for seasonal employees for purposes
12 32 of providing maintenance, upkeep, and sanitary services
12 33 at state parks.
12 34 3. The department shall submit a report each
12 35 quarter of the fiscal year to the legislative services
12 36 agency, the department of management, the members of
12 37 the joint appropriations subcommittee on agriculture
12 38 and natural resources, and the chairpersons and
12 39 ranking members of the senate and house committees on
12 40 appropriations. The report shall describe in detail
12 41 the expenditure of moneys appropriated under this
12 42 section to support the department's administration,
12 43 regulation, and programs.
12 44 Sec. 25. GENERAL FUND ==== FLOODPLAIN MANAGEMENT.
12 45 1. There is appropriated from the general fund of
12 46 the state to the department of natural resources for
12 47 the fiscal year beginning July 1, 2012, and ending June
12 48 30, 2013, the following amount, or so much thereof as
12 49 is necessary, to be used for the purposes designated:
12 50 For floodplain management and dam safety:



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13 1 \$ 2,000,000
13 2 2. Of the amount appropriated in subsection 1,
13 3 up to \$400,000 is authorized for streamgages to be
13 4 used for tracking and predicting flood events and for
13 5 compiling necessary data relating to flood frequency
13 6 analysis.
13 7 Sec. 26. GENERAL FUND ==== LAKE PROJECTS. There is
13 8 appropriated from the general fund of the state to the
13 9 department of natural resources for the fiscal year
13 10 beginning July 1, 2012, and ending June 30, 2013, the
13 11 following amount, or so much thereof as is necessary,
13 12 to be used for the purposes designated:
13 13 For implementation of lake projects that have
13 14 established watershed improvement initiatives and
13 15 community support in accordance with the department's
13 16 annual lake restoration plan and report:
13 17 \$ 8,600,000
13 18 Sec. 27. STATE FISH AND GAME PROTECTION FUND ====
13 19 DIVISION OF FISH AND WILDLIFE.
13 20 1. There is appropriated from the state fish and
13 21 game protection fund to the department of natural
13 22 resources for the fiscal year beginning July 1, 2012,
13 23 and ending June 30, 2013, the following amount, or
13 24 so much thereof as is necessary, to be used for the
13 25 purposes designated:
13 26 For purposes of supporting the division of fish and
13 27 wildlife, including for administration, regulation,
13 28 and programs; and for salaries, support, maintenance,
13 29 equipment, and miscellaneous purposes:
13 30 \$ 38,793,154
13 31 2. Notwithstanding section 455A.10, the department
13 32 may use the unappropriated balance remaining in the
13 33 state fish and game protection fund to provide for the
13 34 funding of health and life insurance premium payments
13 35 from unused sick leave balances of conservation peace
13 36 officers employed in a protection occupation who
13 37 retire, pursuant to section 97B.49B.
13 38 Sec. 28. GROUNDWATER PROTECTION FUND ==== WATER
13 39 QUALITY. There is appropriated from the groundwater
13 40 protection fund created in section 455E.11 to the
13 41 department of natural resources for the fiscal year
13 42 beginning July 1, 2012, and ending June 30, 2013, from
13 43 those moneys which are not allocated pursuant to that
13 44 section, the following amount, or so much thereof as is
13 45 necessary, to be used for the purposes designated:
13 46 For purposes of supporting the department's
13 47 protection of the state's groundwater, including
13 48 for administration, regulation, and programs, and
13 49 for salaries, support, maintenance, equipment, and
13 50 miscellaneous purposes:



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14 1 \$ 3,455,832
14 2 DESIGNATED APPROPRIATIONS ==== MISCELLANEOUS
14 3 Sec. 29. SPECIAL SNOWMOBILE FUND ==== SNOWMOBILE
14 4 PROGRAM. There is appropriated from the special
14 5 snowmobile fund created under section 321G.7 to the
14 6 department of natural resources for the fiscal year
14 7 beginning July 1, 2012, and ending June 30, 2013, the
14 8 following amount, or so much thereof as is necessary,
14 9 to be used for the purpose designated:
14 10 For purposes of administering and enforcing the
14 11 state snowmobile programs:
14 12 \$ 100,000
14 13 Sec. 30. SPECIAL SNOWMOBILE FUND. Notwithstanding
14 14 section 321G.7, subsection 2, for the fiscal year
14 15 beginning July 1, 2012, and ending June 30, 2013,
14 16 at least seventy=five percent of the moneys in the
14 17 special snowmobile fund which are appropriated to the
14 18 department of natural resources as provided in that
14 19 subsection shall be made available for use by political
14 20 subdivisions or incorporated private organizations, or
14 21 both, for their use as provided in that subsection.
14 22 Sec. 31. UNASSIGNED REVENUE FUND ==== UNDERGROUND
14 23 STORAGE TANK SECTION EXPENSES. There is appropriated
14 24 from the unassigned revenue fund administered by the
14 25 Iowa comprehensive underground storage tank fund
14 26 board to the department of natural resources for the
14 27 fiscal year beginning July 1, 2012, and ending June 30,
14 28 2013, the following amount, or so much thereof as is
14 29 necessary, to be used for the purpose designated:
14 30 For purposes of paying for administration expenses
14 31 of the department's underground storage tank section:
14 32 \$ 200,000
14 33 Sec. 32. STORM WATER DISCHARGE PERMIT FEES ====
14 34 SUPPORT FOR SPECIAL PURPOSES. Notwithstanding any
14 35 contrary provision of state law, for the fiscal year
14 36 beginning July 1, 2012, and ending June 30, 2013, the
14 37 department of natural resources may use additional
14 38 moneys available to the department collected from
14 39 storm water discharge permit fees as provided in
14 40 sections 455B.103A and 455B.197 for the staffing of the
14 41 following additional full=time equivalent positions for
14 42 the purposes designated:
14 43 1. For purposes of reducing the department's
14 44 floodplain permit backlog:
14 45 FTEs 2.00
14 46 2. For purposes of implementing the federal total
14 47 maximum daily load program:
14 48 FTEs 2.00
14 49 DIVISION IX
14 50 STATE UNIVERSITIES



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15 1 APPROPRIATION FOR FY 2012=2013
15 2 Sec. 33. GENERAL FUND ==== IOWA STATE UNIVERSITY ====
15 3 VETERINARY DIAGNOSTIC LABORATORY.
15 4 1. There is appropriated from the general fund
15 5 of the state to Iowa state university of science and
15 6 technology for the fiscal year beginning July 1, 2012,
15 7 and ending June 30, 2013, the following amount, or
15 8 so much thereof as is necessary, to be used for the
15 9 purposes designated:
15 10 For purposes of supporting the college of veterinary
15 11 medicine for the operation of the veterinary diagnostic
15 12 laboratory and for not more than the following
15 13 full-time equivalent positions:
15 14 \$ 3,537,636
15 15 FTEs 50.00
15 16 2. a. Iowa state university of science and
15 17 technology shall not reduce the amount that it
15 18 allocates to support the college of veterinary medicine
15 19 from any other source due to the appropriation made in
15 20 this section.
15 21 b. Paragraph "a" does not apply to a reduction made
15 22 to support the college of veterinary medicine, if the
15 23 same percentage of reduction imposed on the college
15 24 of veterinary medicine is also imposed on all of Iowa
15 25 state university's budget units.
15 26 3. If by June 30, 2013, Iowa state university
15 27 of science and technology fails to allocate the
15 28 moneys appropriated in this section to the college of
15 29 veterinary medicine in accordance with this section,
15 30 the moneys appropriated in this section for that fiscal
15 31 year shall revert to the general fund of the state.
15 32 Sec. 34. GENERAL FUND ==== UNIVERSITY OF IOWA ==== IOWA
15 33 FLOOD CENTER. There is appropriated from the general
15 34 fund of the state to the state university of Iowa for
15 35 the fiscal year beginning July 1, 2012, and ending June
15 36 30, 2013, the following amount, or so much thereof as
15 37 is necessary, to be used for the purposes designated:
15 38 For the Iowa flood center at the state university
15 39 of Iowa for use by the university's college of
15 40 engineering, pursuant to section 466C.1:
15 41 \$ 1,300,000
15 42 DIVISION X
15 43 ENVIRONMENT FIRST FUND APPROPRIATION FOR FY 2012=2013
15 44 GENERAL APPROPRIATIONS
15 45 Sec. 35. DEPARTMENT OF AGRICULTURE AND LAND
15 46 STEWARDSHIP. There is appropriated from the
15 47 environment first fund created in section 8.57A to the
15 48 department of agriculture and land stewardship for the
15 49 fiscal year beginning July 1, 2012, and ending June 30,
15 50 2013, the following amounts, or so much thereof as is



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16 1 necessary, to be used for the purposes designated:
16 2 1. CONSERVATION RESERVE ENHANCEMENT PROGRAM (CREP)
16 3 a. For the conservation reserve enhancement program
16 4 to restore and construct wetlands for the purposes of
16 5 intercepting tile line runoff, reducing nutrient loss,
16 6 improving water quality, and enhancing agricultural
16 7 production practices:
16 8 \$ 1,000,000
16 9 b. Not more than 10 percent of the moneys
16 10 appropriated in paragraph "a" may be used for costs of
16 11 administration and implementation of soil and water
16 12 conservation practices.
16 13 c. Notwithstanding any other provision in law,
16 14 the department may provide state resources from this
16 15 appropriation, in combination with other appropriate
16 16 environment first fund appropriations, for cost sharing
16 17 to match United States department of agriculture,
16 18 natural resources conservation service, wetlands
16 19 reserve enhancement program (WREP) funding available
16 20 to Iowa.
16 21 2. WATERSHED PROTECTION
16 22 a. For continuation of a program that provides
16 23 multiobjective resource protections for flood control,
16 24 water quality, erosion control, and natural resource
16 25 conservation:
16 26 \$ 900,000
16 27 b. Not more than 10 percent of the moneys
16 28 appropriated in paragraph "a" may be used for costs of
16 29 administration and implementation of soil and water
16 30 conservation practices.
16 31 3. FARM MANAGEMENT DEMONSTRATION PROGRAM
16 32 a. For continuation of a statewide voluntary farm
16 33 management demonstration program to demonstrate the
16 34 effectiveness and adaptability of emerging practices in
16 35 agronomy that protect water resources and provide other
16 36 environmental benefits:
16 37 \$ 725,000
16 38 b. Not more than 10 percent of the moneys
16 39 appropriated in paragraph "a" may be used for costs of
16 40 administration and implementation of soil and water
16 41 conservation practices.
16 42 c. Of the amount appropriated in paragraph "a",
16 43 \$400,000 shall be allocated to an organization
16 44 representing soybean growers to provide for an
16 45 agriculture and environment performance program in
16 46 order to carry out the purposes of this subsection as
16 47 specified in paragraph "a".
16 48 4. AGRICULTURAL DRAINAGE WELL WATER QUALITY
16 49 ASSISTANCE FUND
16 50 a. For deposit in the agricultural drainage well



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17 1 water quality assistance fund created in section
17 2 460.303 to be used for purposes of supporting the
17 3 agricultural drainage well water quality assistance
17 4 program as provided in section 460.304:
17 5 \$ 1,275,000
17 6 b. Not more than 10 percent of the moneys
17 7 appropriated in paragraph "a" may be used for costs of
17 8 administration and implementation of soil and water
17 9 conservation practices.
17 10 5. SOIL AND WATER CONSERVATION ==== ADMINISTRATION
17 11 For use by the department for costs of
17 12 administration and implementation of soil and water
17 13 conservation practices:
17 14 \$ 2,000,000
17 15 6. CONSERVATION RESERVE PROGRAM (CRP)
17 16 a. To encourage and assist farmers in enrolling
17 17 in and the implementation of the federal conservation
17 18 reserve program and to work with them to enhance their
17 19 revegetation efforts to improve water quality and
17 20 habitat:
17 21 \$ 1,000,000
17 22 b. Not more than 10 percent of the moneys
17 23 appropriated in paragraph "a" may be used for costs of
17 24 administration and implementation of soil and water
17 25 conservation practices.
17 26 7. LOESS HILLS DEVELOPMENT AND CONSERVATION FUND
17 27 a. For deposit in the loess hills development and
17 28 conservation fund created in section 161D.2:
17 29 \$ 775,000
17 30 b. (1) Of the amount appropriated in paragraph
17 31 "a", \$516,667 shall be allocated to the fund's hungry
17 32 canyons account.
17 33 (2) Not more than 10 percent of the moneys
17 34 allocated to the hungry canyons account as provided in
17 35 subparagraph (1) may be used for administrative costs.
17 36 c. (1) Of the amount appropriated in paragraph
17 37 "a", \$258,333 shall be allocated to the fund's loess
17 38 hills alliance account.
17 39 (2) Not more than 10 percent of the moneys
17 40 allocated to the loess hills alliance account
17 41 as provided in subparagraph (1) may be used for
17 42 administrative costs.
17 43 8. SOUTHERN IOWA DEVELOPMENT AND CONSERVATION FUND
17 44 a. For deposit in the southern Iowa development and
17 45 conservation fund created in section 161D.12:
17 46 \$ 300,000
17 47 b. Not more than 10 percent of the moneys
17 48 appropriated in paragraph "a" may be used for
17 49 administrative costs.
17 50 9. SOIL AND WATER CONSERVATION



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House Amendment 1586 continued

18 1 a. For use by the department in providing for soil
18 2 and water conservation administration, the conservation
18 3 of soil and water resources, or the support of soil and
18 4 water conservation district commissioners:
18 5 \$ 7,000,000
18 6 b. The department may deposit any amount of the
18 7 moneys into the Mississippi river basin healthy
18 8 watersheds initiative fund created in section 161G.2.
18 9 Sec. 36. DEPARTMENT OF NATURAL RESOURCES. There is
18 10 appropriated from the environment first fund created in
18 11 section 8.57A to the department of natural resources
18 12 for the fiscal year beginning July 1, 2012, and ending
18 13 June 30, 2013, the following amounts, or so much
18 14 thereof as is necessary, to be used for the purposes
18 15 designated:
18 16 1. KEEPERS OF THE LAND
18 17 For statewide coordination of volunteer efforts
18 18 under the water quality and keepers of the land
18 19 programs:
18 20 \$ 100,000
18 21 2. STATE PARKS MAINTENANCE AND OPERATIONS
18 22 a. For regular maintenance of state parks and staff
18 23 time associated with these activities:
18 24 \$ 2,910,000
18 25 b. Of the amount appropriated in paragraph "a",
18 26 \$1,200,000 shall be allocated by the department for
18 27 purposes of providing funding for seasonal employees
18 28 for purposes of providing maintenance, upkeep, and
18 29 sanitary services at state parks.
18 30 3. GEOGRAPHIC INFORMATION SYSTEM (GIS)
18 31 To provide local watershed managers with geographic
18 32 information system data for their use in developing,
18 33 monitoring, and displaying results of their watershed
18 34 work:
18 35 \$ 195,000
18 36 4. WATER QUALITY MONITORING
18 37 For continuing the establishment and operation of
18 38 water quality monitoring stations:
18 39 \$ 2,955,000
18 40 5. PUBLIC WATER SUPPLY SYSTEM ACCOUNT
18 41 For deposit in the public water supply system
18 42 account of the water quality protection fund created
18 43 in section 455B.183A:
18 44 \$ 500,000
18 45 6. REGULATION OF ANIMAL FEEDING OPERATIONS
18 46 For the regulation of animal feeding operations,
18 47 including as provided for in chapters 459 and 459A:
18 48 \$ 420,000
18 49 7. AMBIENT AIR QUALITY
18 50 For the abatement, control, and prevention of



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House Amendment 1586 continued

19 1 ambient air pollution in this state, including measures
19 2 as necessary to assure attainment and maintenance of
19 3 ambient air quality standards from particulate matter:
19 4 \$ 425,000
19 5 8. WATER QUANTITY REGULATION
19 6 For regulating water quantity from surface and
19 7 subsurface sources by providing for the allocation and
19 8 use of water resources, the protection and management
19 9 of water resources, and the preclusion of conflicts
19 10 among users of water resources, including as provided
19 11 in chapter 455B, division III, part 4:
19 12 \$ 495,000
19 13 DESIGNATED APPROPRIATION
19 14 Sec. 37. WATER QUALITY TESTING. There is
19 15 appropriated from the environment first fund created in
19 16 section 8.57A to the department of natural resources
19 17 for the fiscal year beginning July 1, 2012, and
19 18 ending June 30, 2013, the following amount, or so much
19 19 thereof as is necessary, to be used for the purposes
19 20 designated:
19 21 For water quality testing in a watershed associated
19 22 with the Iowa river where there is located a large
19 23 number of confinement feeding operations:
19 24 \$ 25,000
19 25 Sec. 38. REVERSION. Notwithstanding section 8.33,
19 26 moneys appropriated for the fiscal year beginning
19 27 July 1, 2012, in this division of this Act that remain
19 28 unencumbered or unobligated at the close of the fiscal
19 29 year shall not revert but shall remain available to
19 30 be used for the purposes designated until the close
19 31 of the fiscal year beginning July 1, 2013, or until
19 32 the project for which the appropriation was made is
19 33 completed, whichever is earlier.
19 34 DIVISION XI
19 35 RESOURCES ENHANCEMENT AND PROTECTION (REAP)
19 36 FUND FOR FY 2012=2013
19 37 GENERAL APPROPRIATIONS
19 38 Sec. 39. ENVIRONMENT FIRST FUND. Notwithstanding
19 39 the amount of the standing appropriation from the
19 40 general fund of the state to the Iowa resources
19 41 enhancement and protection fund as provided in section
19 42 455A.18, there is appropriated from the environment
19 43 first fund created in section 8.57A to the Iowa
19 44 resources enhancement and protection fund, in lieu of
19 45 the appropriation made in section 455A.18, for the
19 46 fiscal year beginning July 1, 2012, and ending June 30,
19 47 2013, the following amount, to be allocated as provided
19 48 in section 455A.19:
19 49 \$ 11,500,000
19 50 Sec. 40. OPEN SPACES ACCOUNT ====



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House Amendment 1586 continued

20 1 TRANSFERS. Notwithstanding section 455A.19, for the
20 2 fiscal year beginning July 1, 2012, and ending June 30,
20 3 2013, there is transferred from the open spaces account
20 4 of the Iowa resources enhancement and protection fund
20 5 created pursuant to sections 455A.18 and 455A.19,
20 6 subsection 1, paragraph "a", the following amounts to
20 7 be used for the purposes designated:
20 8 a. To the department of natural resources for
20 9 expenses related to the maintenance and operation of
20 10 state parks:
20 11 \$ 300,000
20 12 b. To the soil conservation division of the
20 13 department of agriculture and land stewardship for the
20 14 administration and implementation of soil and water
20 15 conservation practices as provided in chapter 161A:
20 16 \$ 375,000
20 17 c. To the loess hills development and conservation
20 18 authority created in section 161D.2 for deposit in the
20 19 hungry canyons account as provided in that section:
20 20 \$ 100,000
20 21 Sec. 41. OPEN SPACES ACCOUNT ==== LIMITATIONS ON
20 22 USE. Notwithstanding section 455A.19, subsection
20 23 1, paragraph "a", for the fiscal year beginning July
20 24 1, 2012, and ending June 30, 2013, moneys deposited
20 25 into the open spaces account of the Iowa resources
20 26 enhancement and protection fund created pursuant to
20 27 sections 455A.18 and 455A.19, subsection 1, paragraph
20 28 "a", shall not be used for any purpose related to
20 29 the acquisition of land, including but not limited to
20 30 acquisition by purchase, lease, or lease=purchase, if
20 31 the department would be the titleholder or a lessee or
20 32 lessor of the land.>

DRAKE of Cass
SF509.2388 (2) 84
da/jp



Iowa General Assembly
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House Amendment 1587

PAG LIN

1 1 Amend the amendment, H=1486, to Senate File 462, as
1 2 passed by the Senate, as follows:
1 3 #1. Page 1, by striking lines 5 through 31 and
1 4 inserting:
1 5 <<Sec. _____. Section 124.204, subsection 4, Code
1 6 2011, is amended by adding the following new paragraph:
1 7 NEW PARAGRAPH. ai. (1) Mephedrone=4=methylmethcathinone
1 8 (RS)=2=methylamino=1=(4=methylphenyl)propan=1=one.
1 9 (2) Methylene=dioxypyrovalerone (MDPV) [(1=(1,3=
1 10 Benzodioxol=5=yl)=2=(1=pyrrolidinyl)=1=pentanone].
1 11 (3) Salvia divinorum.
1 12 (4) Salvinorin A.
1 13 (5) Any substance, compound, mixture or preparation
1 14 which contains any quantity of any synthetic
1 15 cannabinoid that is not approved as a pharmaceutical,
1 16 including but not limited to the following:
1 17 (a) CP 47, 497 and homologues 2=[(1R, 3S)=3=
1 18 hydroxycyclohexyl]=5=(2=methyloctan=2=yl)phenol).
1 19 (b) HU=210[(6aR,10aR)=9=(hydroxymethyl)=6,6=dimethyl=3=
1 20 (2=methyloctan=2=yl)=6a,7,10,10a=tetrahydrobenzo[c]
1 21 chromen=1=ol)].
1 22 (c) HU=211(dexanabinol, (6aS,10aS)=9=(hydroxymethyl)=6,6=
1 23 dimethyl=3=(2=methyloctan=2=yl)=6a,7,10,10a=tetrahydrobenzo[c]
1 24 chromen=1=ol).
1 25 (d) JWH=018 1=Pentyl=3=(1=naphthoyl)indole.
1 26 (e) JWH=073 1=Butyl=3=(1=naphthoyl)indole.
1 27 (f) JWH=200 [1=[2=(4=morpholinyl)ethyl]=1H=indol=3=yl]=1=
1 28 naphthalenyl=methanone.
1 29 Sec. _____. Section 124.401, subsection 1, paragraph
1 30 c, subparagraph (8), Code 2011, is amended to read as
1 31 follows:
1 32 (8) Any other controlled substance, counterfeit
1 33 substance, or simulated controlled substance classified
1 34 in schedule I, II, or III, except as provided in
1 35 paragraph "d".
1 36 Sec. _____. Section 124.401, subsection 1, paragraph
1 37 d, Code 2011, is amended to read as follows:
1 38 d. (1) Violation of this subsection, with respect
1 39 to any other controlled substances, counterfeit
1 40 substances, or simulated controlled substances
1 41 classified in schedule IV or V is an aggravated
1 42 misdemeanor. ~~However,~~
1 43 (2) ~~A violation of this subsection involving fifty~~
1 44 ~~any of the following is a class "D" felony:~~
1 45 (a) ~~Fifty kilograms or less of marijuana or~~
1 46 ~~involving flunitrazepam is a class "D" felony.~~
1 47 (b) ~~Flunitrazepam.~~
1 48 (c) A controlled substance, counterfeit substance,
1 49 or simulated controlled substance classified in section
1 50 124.204, subsection 4, paragraph "ai".>



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H1486.2392 (2) 84
jm/nh



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House Amendment 1588

PAG LIN

1 1 Amend House File 557, as passed by the House, as
1 2 follows:
1 3 #1. Page 1, line 25, by striking <veterinarian> and
1 4 inserting <sponsor of the exhibition>
1 5 #2. By renumbering as necessary.
HF557.2376.S (1) 84
jh



Iowa General Assembly
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House Amendment 1589

PAG LIN

1 1 Amend House File 642, as amended, passed, and
1 2 reprinted by the House, as follows:
1 3 #1. Page 1, by striking lines 3 and 4 and inserting
1 4 <department of transportation for the fiscal year
1 5 beginning July 1, 2011, and ending June 30, 2012, the
1 6 following amounts, or so much thereof as is necessary,
1 7 to>
1 8 #2. Page 1, by striking lines 9 and 10 and
1 9 inserting:
1 10 \$ 3,876,000>
1 11 #3. Page 1, by striking lines 19 and 20 and
1 12 inserting:
1 13 \$ 6,570,000>
1 14 #4. Page 1, by striking lines 22 and 23 and
1 15 inserting:
1 16 \$ 458,000>
1 17 #5. Page 1, by striking lines 25 and 26 and
1 18 inserting:
1 19 \$ 33,921,000>
1 20 #6. Page 1, by striking lines 29 and 30 and
1 21 inserting:
1 22 \$ 225,000>
1 23 #7. Page 1, by striking lines 32 and 33 and
1 24 inserting:
1 25 \$ 7,000>
1 26 #8. Page 2, by striking lines 2 and 3 and inserting:
1 27 \$ 119,000>
1 28 #9. Page 2, by striking lines 6 and 7 and inserting:
1 29 \$ 78,000>
1 30 #10. Page 2, by striking lines 10 and 11 and
1 31 inserting:
1 32 \$ 67,319>
1 33 #11. Page 2, by striking lines 15 and 16 and
1 34 inserting:
1 35 \$ 1,406,000>
1 36 #12. Page 2, by striking lines 20 and 21 and
1 37 inserting:
1 38 \$ 100,000>
1 39 #13. Page 2, by striking lines 24 and 25 and
1 40 inserting:
1 41 \$ 40,000>
1 42 #14. Page 2, by striking lines 28 and 29 and
1 43 inserting:
1 44 \$ 200,000>
1 45 #15. Page 2, by striking lines 31 and 32 and
1 46 inserting:
1 47 \$ 550,000>
1 48 #16. Page 3, by striking line 10 and inserting
1 49 <transportation for the fiscal year beginning July 1,
1 50 2011, and ending June 30, 2012, the following>



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House Amendment 1589 continued

2 1	#17. Page 3, by striking lines 17 through 20 and	
2 2	inserting:	
2 3	<.....	\$ 40,356,529
2 4	..... FTEs	296.00>
2 5	#18. Page 3, by striking lines 22 through 25 and	
2 6	inserting:	
2 7	<.....	\$ 8,697,095
2 8	..... FTEs	121.00>
2 9	#19. Page 3, by striking lines 27 through 30 and	
2 10	inserting:	
2 11	<.....	\$230,913,992
2 12	..... FTEs	2,247.00>
2 13	#20. Page 3, by striking lines 32 through 35 and	
2 14	inserting:	
2 15	<.....	\$ 1,413,540
2 16	..... FTEs	445.00>
2 17	#21. Page 4, by striking lines 3 and 4 and	
2 18	inserting:	
2 19	.....	\$ 1,388,000>
2 20	#22. Page 4, by striking lines 6 and 7 and	
2 21	inserting:	
2 22	.....	\$ 138,000>
2 23	#23. Page 4, by striking lines 12 and 13 and	
2 24	inserting:	
2 25	.....	\$ 2,846,000>
2 26	#24. Page 4, by striking lines 16 and 17 and	
2 27	inserting:	
2 28	.....	\$ 800,000>
2 29	#25. Page 4 by striking lines 20 and 21 and	
2 30	inserting:	
2 31	.....	\$ 572,000>
2 32	#26. Page 4, by striking lines 24 and 25 and	
2 33	inserting:	
2 34	.....	\$ 415,181>
2 35	#27. Page 4, by striking lines 27 and 28 and	
2 36	inserting:	
2 37	.....	\$ 242,000>
2 38	#28. Page 4, by striking lines 30 and 31 and	
2 39	inserting:	
2 40	.....	\$ 5,366,000>
2 41	#29. Page 4, by striking lines 33 and 34 and	
2 42	inserting:	
2 43	.....	\$ 400,000>
2 44	#30. Page 5, by striking lines 1 and 2 and	
2 45	inserting:	
2 46	.....	\$ 200,000>
2 47	#31. Page 5, by striking lines 5 and 6 and	
2 48	inserting:	
2 49	\$ 400,000>
2 50	#32. Page 5, by striking lines 9 and 10 and	



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House Amendment 1589 continued

3 1 inserting:
3 2 \$ 1,000,000>
3 3 #33. Page 5, by striking lines 12 and 13 and
3 4 inserting:
3 5 \$ 100,000>
3 6 #34. Page 5, by striking lines 16 and 17 and
3 7 inserting:
3 8 \$ 1,000,000>
3 9 #35. Page 5, by striking lines 19 and 20 and
3 10 inserting:
3 11 \$ 2,100,000>
3 12 #36. Page 5, by striking lines 21 through 23.
3 13 #37. Page 5, line 25, by striking <17> and inserting
3 14 <16>
3 15 #38. By renumbering as necessary.
HF642.2375.S (1) 84
jh



Iowa General Assembly
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House Amendment 1590

PAG LIN

1 1 Amend House File 649 as follows:
1 2 #1. Page 73, after line 13 by inserting:
1 3 <ADOPTION SUBSIDY TRANSFER
1 4 Sec. _____. 2010 Iowa Acts, chapter 1192, section 20,
1 5 is amended by adding the following new subsection:
1 6 NEW SUBSECTION. 4. Of the funds appropriated
1 7 in this section, \$60,000 shall be transferred to the
1 8 appropriation made in this division of this Act for the
1 9 state mental health institute at Cherokee to be used
1 10 for childrens' beds at the institute.>
1 11 #2. By renumbering as necessary.

SHAW of Pocahontas

J. TAYLOR of Woodbury

JORGENSEN of Woodbury

HUSEMAN of Cherokee

HEATON of Henry

SODERBERG of Plymouth

ALONS of Sioux

CHAMBERS of O'Brien

WORTHAN of Buena Vista

HALL of Woodbury



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MUHLBAUER of Crawford

WITTNEBEN of Emmet

J. SMITH of Dickinson
HF649.2263 (4) 84
jp/pf



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House Amendment 1591

PAG LIN

1 1 Amend House File 649 as follows:
1 2 #1. Page 40, after line 30 by inserting:
1 3 <a. For the purposes of this subsection, unless the
1 4 context otherwise requires:
1 5 (1) "Department" means the department of human
1 6 services.
1 7 (2) "Foster care" means any out-of-home placement
1 8 of a child in accordance with a court order entered
1 9 under chapter 232 or by agreement with the department.
1 10 (3) "Foster care placement outside of this state"
1 11 means a foster care placement to which all of the
1 12 following circumstances are applicable:
1 13 (a) The location of the placement is outside of
1 14 this state.
1 15 (b) The cost of the placement and the services
1 16 associated with the placement exceed the maximum
1 17 amount payable under this state's reimbursement
1 18 limitations for a child with similar needs in a foster
1 19 care placement and the services associated with the
1 20 placement in this state.
1 21 b. As a condition of the appropriation made in
1 22 this section, for the fiscal year beginning July 1,
1 23 2011, the department shall implement a local services
1 24 approach in accordance with this subsection. In the
1 25 local services approach, if a child from an area is
1 26 in a foster care placement outside of this state or
1 27 the department is considering recommending such a
1 28 placement for a child, the department shall provide
1 29 foster care providers in the area with an opportunity
1 30 to provide a level of services comparable to the level
1 31 of services necessitating the placement outside this
1 32 state. Under the local services approach, in lieu of
1 33 the reimbursement limitations otherwise applicable to
1 34 the foster care placement and associated services for
1 35 the child in this state, the cost of the placement and
1 36 the services associated with the placement shall not
1 37 exceed the lower of the following amounts:
1 38 (1) The cost of the foster care placement outside
1 39 of this state and the services associated with the
1 40 placement.
1 41 (2) The average cost of foster care placements
1 42 outside this state and the services associated with
1 43 such placements during the previous fiscal year.
1 44 c. The department shall provide progress reports on
1 45 the local services approach to the persons designated
1 46 in this division of this Act for submission of reports
1 47 to persons and interested legislators, during the 2012
1 48 legislative session and shall submit a final report by
1 49 December 14, 2012.>
1 50 #2. By renumbering as necessary.



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HF649.2273 (3) 84
jp/pf



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House Amendment 1592

PAG LIN

1 1 Amend House File 649 as follows:
1 2 #1. Page 71, after line 10 by inserting:
1 3 <SUPPLEMENTAL APPROPRIATION
1 4 Sec. 5. STATE MENTAL HEALTH INSTITUTE AT
1 5 CHEROKEE. After applying the reductions made pursuant
1 6 to 2010 Iowa Acts, chapter 1193, section 27, and any
1 7 transfers made pursuant to 2010 Iowa Acts, chapter
1 8 1193, section 28, to the appropriations made for the
1 9 following designated purposes, there is appropriated
1 10 from the general fund of the state to the department of
1 11 human services for the fiscal year beginning July 1,
1 12 2010, and ending June 30, 2011, the following amount,
1 13 or so much thereof as is necessary, to supplement
1 14 the appropriation made for the following designated
1 15 purpose:
1 16 For the state mental health institute at Cherokee,
1 17 in 2010 Iowa Acts, chapter 1192, section 24, subsection
1 18 1, paragraph "a":
1 19 \$ 56,028>
1 20 #2. By renumbering as necessary.

HALL of Woodbury
HF649.2367 (1) 84
jp/pf



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House Amendment 1593

PAG LIN

1 1 Amend House File 649 as follows:
1 2 #1. Page 1, line 2, after <AGING> by inserting <====
1 3 FY 2011=2012>
1 4 #2. Page 2, line 31, after <HEALTH> by inserting <====
1 5 FY 2011=2012>
1 6 #3. Page 2, by striking lines 32 through 35 and
1 7 inserting:
1 8 <Sec. _____. DEPARTMENT OF PUBLIC HEALTH. There is
1 9 appropriated from the>
1 10 #4. Page 13, line 9, after <AFFAIRS> by inserting
1 11 <==== FY 2011=2012>
1 12 #5. Page 14, line 21, after <SERVICES> by inserting
1 13 <==== FY 2011=2012>
1 14 #6. Page 17, line 18, by striking <or 2011>
1 15 #7. Page 36, line 23, by striking <in each fiscal
1 16 year>
1 17 #8. Page 36, by striking line 30 and inserting <year
1 18 beginning July 1, 2011, as the result of>
1 19 #9. Page 76, after line 19 by inserting:
1 20 <DIVISION ____
1 21 DEPARTMENT ON AGING ==== FY 2012=2013
1 22 Sec. _____. DEPARTMENT ON AGING. There is
1 23 appropriated from the general fund of the state to
1 24 the department on aging for the fiscal year beginning
1 25 July 1, 2012, and ending June 30, 2013, the following
1 26 amount, or so much thereof as is necessary, to be used
1 27 for the purposes designated:
1 28 For aging programs for the department on aging and
1 29 area agencies on aging to provide citizens of Iowa who
1 30 are 60 years of age and older with case management for
1 31 frail elders, Iowa's aging and disabilities resource
1 32 center, and other services which may include but are
1 33 not limited to adult day services, respite care, chore
1 34 services, information and assistance, and material aid,
1 35 for information and options counseling for persons with
1 36 disabilities who are 18 years of age or older, and
1 37 for salaries, support, administration, maintenance,
1 38 and miscellaneous purposes, and for not more than the
1 39 following full-time equivalent positions:
1 40 \$ 9,852,577
1 41 FTEs 35.00
1 42 1. Funds appropriated in this section may be used
1 43 to supplement federal funds under federal regulations.
1 44 To receive funds appropriated in this section, a local
1 45 area agency on aging shall match the funds with moneys
1 46 from other sources according to rules adopted by the
1 47 department. Funds appropriated in this section may be
1 48 used for elderly services not specifically enumerated
1 49 in this section only if approved by an area agency on
1 50 aging for provision of the service within the area.



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House Amendment 1593 continued

2 1 2. Of the funds appropriated in this section,
2 2 \$179,946 shall be transferred to the department
2 3 of economic development for the Iowa commission on
2 4 volunteer services to be used for the retired and
2 5 senior volunteer program.
2 6 3. a. The department on aging shall establish and
2 7 enforce procedures relating to expenditure of state and
2 8 federal funds by area agencies on aging that require
2 9 compliance with both state and federal laws, rules, and
2 10 regulations, including but not limited to all of the
2 11 following:
2 12 (1) Requiring that expenditures are incurred only
2 13 for goods or services received or performed prior to
2 14 the end of the fiscal period designated for use of the
2 15 funds.
2 16 (2) Prohibiting prepayment for goods or services
2 17 not received or performed prior to the end of the
2 18 fiscal period designated for use of the funds.
2 19 (3) Prohibiting the prepayment for goods or
2 20 services not defined specifically by good or service,
2 21 time period, or recipient.
2 22 (4) Prohibiting the establishment of accounts from
2 23 which future goods or services which are not defined
2 24 specifically by good or service, time period, or
2 25 recipient, may be purchased.
2 26 b. The procedures shall provide that if any funds
2 27 are expended in a manner that is not in compliance with
2 28 the procedures and applicable federal and state laws,
2 29 rules, and regulations, and are subsequently subject
2 30 to repayment, the area agency on aging expending such
2 31 funds in contravention of such procedures, laws, rules
2 32 and regulations, not the state, shall be liable for
2 33 such repayment.

2 34 DIVISION _____
2 35 DEPARTMENT OF PUBLIC HEALTH ==== FY 2012=2013
2 36 Sec. 2. DEPARTMENT OF PUBLIC HEALTH. There is
2 37 appropriated from the general fund of the state to
2 38 the department of public health for the fiscal year
2 39 beginning July 1, 2012, and ending June 30, 2013, the
2 40 following amounts, or so much thereof as is necessary,
2 41 to be used for the purposes designated:

2 42 1. ADDICTIVE DISORDERS
2 43 For reducing the prevalence of use of tobacco,
2 44 alcohol, and other drugs, and treating individuals
2 45 affected by addictive behaviors, including gambling,
2 46 and for not more than the following full-time
2 47 equivalent positions:
2 48 \$ 20,703,190
2 49 FTEs 13.00
2 50 a. (1) Of the funds appropriated in this



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House Amendment 1593 continued

3 1 subsection, \$453,830 shall be transferred to the
3 2 alcoholic beverages division of the department of
3 3 commerce for enforcement of tobacco laws, regulations,
3 4 and ordinances in accordance with 2011 Iowa Acts, House
3 5 File 467, if enacted.
3 6 (2) Implementation of the tobacco use prevention
3 7 and control initiative for the fiscal year beginning
3 8 July 1, 2012, including efforts at the state and local
3 9 levels, as provided in chapter 142A, shall be limited
3 10 to the extent of the funding available.
3 11 b. Of the funds appropriated in this subsection,
3 12 \$20,249,360 shall be used for problem gambling and
3 13 substance abuse prevention, treatment, and recovery
3 14 services, including a 24-hour helpline, public
3 15 information resources, professional training, and
3 16 program evaluation.
3 17 (1) Of the funds allocated in this paragraph
3 18 "b", \$17,132,508 shall be used for substance abuse
3 19 prevention and treatment.
3 20 (a) Of the funds allocated in this subparagraph
3 21 (1), \$899,300 shall be used for the public purpose of
3 22 a grant program to provide substance abuse prevention
3 23 programming for children.
3 24 (i) Of the funds allocated in this subparagraph
3 25 division (a), \$427,539 shall be used for grant funding
3 26 for organizations that provide programming for
3 27 children by utilizing mentors. Programs approved for
3 28 such grants shall be certified or will be certified
3 29 within six months of receiving the grant award by the
3 30 Iowa commission on volunteer services as utilizing
3 31 the standards for effective practice for mentoring
3 32 programs.
3 33 (ii) Of the funds allocated in this subparagraph
3 34 division (a), \$426,839 shall be used for grant
3 35 funding for organizations that provide programming
3 36 that includes youth development and leadership. The
3 37 programs shall also be recognized as being programs
3 38 that are scientifically based with evidence of their
3 39 effectiveness in reducing substance abuse in children.
3 40 (iii) The department of public health shall utilize
3 41 a request for proposals process to implement the grant
3 42 program.
3 43 (iv) All grant recipients shall participate in a
3 44 program evaluation as a requirement for receiving grant
3 45 funds.
3 46 (v) Of the funds allocated in this subparagraph
3 47 subpart (a), up to \$44,922 may be used to administer
3 48 substance abuse prevention grants and for program
3 49 evaluations.
3 50 (b) Of the funds allocated in this subparagraph



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House Amendment 1593 continued

4 1 (1), \$273,062 shall be used for culturally competent
4 2 substance abuse treatment pilot projects.
4 3 (i) The department shall utilize the amount
4 4 allocated in this subparagraph subpart (b) for at least
4 5 three pilot projects to provide culturally competent
4 6 substance abuse treatment in various areas of the
4 7 state. Each pilot project shall target a particular
4 8 ethnic minority population. The populations targeted
4 9 shall include but are not limited to African American,
4 10 Asian, and Latino.
4 11 (ii) The pilot project requirements shall provide
4 12 for documentation or other means to ensure access
4 13 to the cultural competence approach used by a pilot
4 14 project so that such approach can be replicated and
4 15 improved upon in successor programs.
4 16 (2) Of the funds allocated in this paragraph "b",
4 17 up to \$3,116,852 may be used for problem gambling
4 18 prevention, treatment, and recovery services.
4 19 (a) Of the funds allocated in this subparagraph
4 20 (2), \$2,579,000 shall be used for problem gambling
4 21 prevention and treatment.
4 22 (b) Of the funds allocated in this subparagraph
4 23 (2), up to \$437,852 may be used for a 24-hour helpline,
4 24 public information resources, professional training,
4 25 and program evaluation.
4 26 (c) Of the funds allocated in this subparagraph
4 27 (2), up to \$100,000 may be used for the licensing of
4 28 problem gambling treatment programs.
4 29 (3) It is the intent of the general assembly that
4 30 from the moneys allocated in this paragraph "b",
4 31 persons with a dual diagnosis of substance abuse
4 32 and gambling addictions shall be given priority in
4 33 treatment services.
4 34 c. Notwithstanding any provision of law to the
4 35 contrary, to standardize the availability, delivery,
4 36 cost of delivery, and accountability of problem
4 37 gambling and substance abuse treatment services
4 38 statewide, the department shall continue implementation
4 39 of a process to create a system for delivery of
4 40 treatment services in accordance with the requirements
4 41 specified in 2008 Iowa Acts, chapter 1187, section
4 42 3, subsection 4. To ensure the system provides a
4 43 continuum of treatment services that best meets the
4 44 needs of Iowans, the problem gambling and substance
4 45 abuse treatment services in any area may be provided
4 46 either by a single agency or by separate agencies
4 47 submitting a joint proposal.
4 48 (1) The system for delivery of substance abuse
4 49 and problem gambling treatment shall include problem
4 50 gambling prevention by July 1, 2012. The department



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5 1 shall submit a proposed legislative bill in accordance
5 2 with section 2.16, for consideration during the 2012
5 3 legislative session, addressing any statutory revisions
5 4 necessary for full implementation of the system.

5 5 (2) The system for delivery of substance abuse and
5 6 problem gambling treatment shall include substance
5 7 abuse prevention by July 1, 2014.

5 8 (3) Of the funds allocated in paragraph "b", the
5 9 department may use up to \$100,000 for administrative
5 10 costs to continue developing and implementing the
5 11 process in accordance with this paragraph "c".

5 12 d. The requirement of section 123.53, subsection
5 13 5, is met by the appropriations and allocations made
5 14 in this Act for purposes of substance abuse treatment
5 15 and addictive disorders for the fiscal year beginning
5 16 July 1, 2011.

5 17 e. The department of public health shall work
5 18 with all other departments that fund substance
5 19 abuse prevention and treatment services and all
5 20 such departments shall, to the extent necessary,
5 21 collectively meet the state maintenance of effort
5 22 requirements for expenditures for substance abuse
5 23 services as required under the federal substance abuse
5 24 prevention and treatment block grant.

5 25 f. The department shall amend or otherwise
5 26 revise departmental policies and contract provisions
5 27 in order to eliminate free t-shirt distribution,
5 28 banner production, and other unnecessary promotional
5 29 expenditures.

5 30 2. HEALTHY CHILDREN AND FAMILIES

5 31 For promoting the optimum health status for
5 32 children, adolescents from birth through 21 years of
5 33 age, and families, and for not more than the following
5 34 full-time equivalent positions:

5 35	\$	2,601,905
5 36	FTEs	10.00

5 37 a. Of the funds appropriated in this subsection,
5 38 not more than \$739,318 shall be used for the healthy
5 39 opportunities to experience success (HOPES)=healthy
5 40 families Iowa (HFI) program established pursuant to
5 41 section 135.106. The funding shall be distributed to
5 42 renew the grants that were provided to the grantees
5 43 that operated the program during the fiscal year ending
5 44 June 30, 2012.

5 45 b. Of the funds appropriated in this subsection,
5 46 \$287,520 shall be used to continue to address the
5 47 healthy mental development of children from birth
5 48 through five years of age through local evidence-based
5 49 strategies that engage both the public and private
5 50 sectors in promoting healthy development, prevention,



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6 1 and treatment for children.

6 2 c. Of the funds appropriated in this subsection,
6 3 \$31,597 shall be distributed to a statewide dental
6 4 carrier to provide funds to continue the donated dental
6 5 services program patterned after the projects developed
6 6 by the lifeline network to provide dental services to
6 7 indigent elderly and disabled individuals.

6 8 d. Of the funds appropriated in this subsection,
6 9 \$112,677 shall be used for childhood obesity
6 10 prevention.

6 11 e. Of the funds appropriated in this subsection,
6 12 \$163,760 shall be used to provide audiological services
6 13 and hearing aids for children. The department may
6 14 enter into a contract to administer this paragraph.

6 15 f. Of the funds appropriated in this subsection,
6 16 \$50,000 shall be used for a matching dental education
6 17 loan repayment program in conjunction with the primary
6 18 care provider recruitment and retention endeavor
6 19 established in section 135.107. The department shall
6 20 work with a dental nonprofit health service corporation
6 21 to develop the criteria for the loan repayment program.

6 22 3. CHRONIC CONDITIONS

6 23 For serving individuals identified as having chronic
6 24 conditions or special health care needs, and for not
6 25 more than the following full-time equivalent positions:

6 26	\$	3,262,256
6 27	FTEs	4.00

6 28 a. Of the funds appropriated in this subsection,
6 29 \$136,808 shall be used for grants to individual
6 30 patients who have phenylketonuria (PKU) to assist with
6 31 the costs of necessary special foods.

6 32 b. Of the funds appropriated in this subsection,
6 33 \$383,600 is allocated for continuation of the contracts
6 34 for resource facilitator services in accordance with
6 35 section 135.22B, subsection 9, and for brain injury
6 36 training services and recruiting of service providers
6 37 to increase the capacity within this state to address
6 38 the needs of individuals with brain injuries and such
6 39 individuals' families.

6 40 c. Of the funds appropriated in this subsection,
6 41 \$468,874 shall be used as additional funding to
6 42 leverage federal funding through the federal Ryan
6 43 White Care Act, Tit. II, AIDS drug assistance program
6 44 supplemental drug treatment grants.

6 45 d. Of the funds appropriated in this subsection,
6 46 \$31,254 shall be used for the public purpose of
6 47 providing a grant to an existing national-affiliated
6 48 organization to provide education, client-centered
6 49 programs, and client and family support for people
6 50 living with epilepsy and their families.



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7 1 e. Of the funds appropriated in this subsection,
7 2 \$755,791 shall be used for child health specialty
7 3 clinics.

7 4 f. Of the funds appropriated in this subsection,
7 5 \$711,052 shall be used for the comprehensive cancer
7 6 control program to reduce the burden of cancer in
7 7 Iowa through prevention, early detection, effective
7 8 treatment, and ensuring quality of life. Of the funds
7 9 allocated in this lettered paragraph, \$363,987 shall
7 10 be used to support a melanoma research symposium,
7 11 a melanoma biorepository and registry, basic and
7 12 translational melanoma research, and clinical trials.

7 13 g. Of the funds appropriated in this subsection,
7 14 \$126,450 shall be used for cervical and colon cancer
7 15 screening.

7 16 h. Of the funds appropriated in this subsection,
7 17 \$421,782 shall be used for the center for congenital
7 18 and inherited disorders.

7 19 i. Of the funds appropriated in this subsection,
7 20 \$129,937 shall be used for the prescription drug
7 21 donation repository program created in chapter 135M.

7 22 4. COMMUNITY CAPACITY

7 23 For strengthening the health care delivery system at
7 24 the local level, and for not more than the following
7 25 full-time equivalent positions:

7 26	\$	3,677,659
7 27	FTEs	14.00

7 28 a. Of the funds appropriated in this subsection,
7 29 \$100,000 is allocated for a child vision screening
7 30 program implemented through the university of Iowa
7 31 hospitals and clinics in collaboration with early
7 32 childhood Iowa areas.

7 33 b. Of the funds appropriated in this subsection,
7 34 \$111,308 is allocated for continuation of an initiative
7 35 implemented at the university of Iowa and \$100,493 is
7 36 allocated for continuation of an initiative at the
7 37 state mental health institute at Cherokee to expand
7 38 and improve the workforce engaged in mental health
7 39 treatment and services. The initiatives shall receive
7 40 input from the university of Iowa, the department of
7 41 human services, the department of public health, and
7 42 the mental health, mental retardation, developmental
7 43 disabilities, and brain injury commission to address
7 44 the focus of the initiatives.

7 45 c. Of the funds appropriated in this subsection,
7 46 \$1,171,491 shall be used for essential public health
7 47 services that promote healthy aging throughout the
7 48 lifespan, contracted through a formula for local boards
7 49 of health, to enhance health promotion and disease
7 50 prevention services.



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8 1 d. Of the funds appropriated in this section,
8 2 \$121,817 shall be deposited in the governmental public
8 3 health system fund created in section 135A.8 to be used
8 4 for the purposes of the fund.

8 5 e. Of the funds appropriated in this subsection,
8 6 \$106,279 shall be used for the mental health
8 7 professional shortage area program implemented pursuant
8 8 to section 135.80.

8 9 f. Of the funds appropriated in this subsection,
8 10 \$38,263 shall be used for a grant to a statewide
8 11 association of psychologists that is affiliated
8 12 with the American psychological association to be
8 13 used for continuation of a program to rotate intern
8 14 psychologists in placements in urban and rural mental
8 15 health professional shortage areas, as defined in
8 16 section 135.80.

8 17 g. Of the funds appropriated in this subsection,
8 18 the following amounts shall be allocated to the Iowa
8 19 collaborative safety net provider network established
8 20 pursuant to section 135.153 to be used for the purposes
8 21 designated:

8 22 (1) For distribution to the Iowa=Nebraska primary
8 23 care association for statewide coordination of the Iowa
8 24 collaborative safety net provider network:
8 25 \$ 116,597

8 26 (2) For distribution to the local boards of health
8 27 that provide direct services for pilot programs in
8 28 three counties to assist patients in determining an
8 29 appropriate medical home:
8 30 \$ 68,332

8 31 (3) For distribution to maternal and child health
8 32 centers for pilot programs in three counties to assist
8 33 patients in determining an appropriate medical home:
8 34 \$ 68,332

8 35 (4) For distribution to free clinics for necessary
8 36 infrastructure, statewide coordination, provider
8 37 recruitment, service delivery, and provision of
8 38 assistance to patients in determining an appropriate
8 39 medical home:
8 40 \$ 113,754

8 41 (5) For distribution to rural health clinics for
8 42 necessary infrastructure, statewide coordination,
8 43 provider recruitment, service delivery, and provision
8 44 of assistance to patients in determining an appropriate
8 45 medical home:
8 46 \$ 101,264

8 47 (6) For continuation of the safety net provider
8 48 patient access to specialty health care initiative as
8 49 described in 2007 Iowa Acts, chapter 218, section 109:
8 50 \$ 238,420



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9 1 (7) For continuation of the pharmaceutical
9 2 infrastructure for safety net providers as described in
9 3 2007 Iowa Acts, chapter 218, section 108:
9 4 \$ 247,590
9 5 The Iowa collaborative safety net provider network
9 6 may continue to distribute funds allocated pursuant to
9 7 this lettered paragraph through existing contracts or
9 8 renewal of existing contracts.
9 9 h. The department shall utilize funds received
9 10 through the grant by the United States department
9 11 of health and human services, health resources and
9 12 services administration to develop and pilot a training
9 13 and credentialing model for direct care professionals,
9 14 to the extent allowable, to continue implementation
9 15 of the recommendations of the direct care worker task
9 16 force established pursuant to 2005 Iowa Acts, chapter
9 17 88, based upon the report submitted to the governor and
9 18 the general assembly in December 2006.
9 19 i. The department may utilize one of the full-time
9 20 equivalent positions authorized in this subsection for
9 21 administration of the activities related to the Iowa
9 22 collaborative safety net provider network.
9 23 j. Of the funds appropriated in this subsection,
9 24 the department may use up to \$60,000 for up to one
9 25 full-time equivalent position to administer the
9 26 volunteer health care provider program pursuant to
9 27 section 135.24.
9 28 5. HEALTHY AGING
9 29 To provide public health services that reduce risks
9 30 and invest in promoting and protecting good health over
9 31 the course of a lifetime with a priority given to older
9 32 Iowans and vulnerable populations:
9 33 \$ 7,297,142
9 34 a. Of the funds appropriated in this subsection,
9 35 \$2,009,187 shall be used for local public health
9 36 nursing services.
9 37 b. Of the funds appropriated in this subsection,
9 38 \$5,287,955 shall be used for home care aide services.
9 39 6. ENVIRONMENTAL HAZARDS
9 40 For reducing the public's exposure to hazards in the
9 41 environment, primarily chemical hazards, and for not
9 42 more than the following full-time equivalent positions:
9 43 \$ 813,777
9 44 FTEs 4.00
9 45 Of the funds appropriated in this subsection,
9 46 \$544,377 shall be used for childhood lead poisoning
9 47 provisions.
9 48 7. INFECTIOUS DISEASES
9 49 For reducing the incidence and prevalence of
9 50 communicable diseases, and for not more than the



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10 1 following full=time equivalent positions:
10 2 \$ 1,345,847
10 3 FTEs 4.00
10 4 8. PUBLIC PROTECTION
10 5 For protecting the health and safety of the
10 6 public through establishing standards and enforcing
10 7 regulations, and for not more than the following
10 8 full=time equivalent positions:
10 9 \$ 2,906,532
10 10 FTEs 125.00
10 11 a. Of the funds appropriated in this subsection,
10 12 not more than \$424,146 shall be credited to the
10 13 emergency medical services fund created in section
10 14 135.25. Moneys in the emergency medical services fund
10 15 are appropriated to the department to be used for the
10 16 purposes of the fund.
10 17 b. Of the funds appropriated in this subsection,
10 18 \$210,619 shall be used for sexual violence prevention
10 19 programming through a statewide organization
10 20 representing programs serving victims of sexual
10 21 violence through the department's sexual violence
10 22 prevention program. The amount allocated in this
10 23 lettered paragraph shall not be used to supplant
10 24 funding administered for other sexual violence
10 25 prevention or victims assistance programs.
10 26 c. Of the funds appropriated in this subsection,
10 27 not more than \$436,582 shall be used for the state
10 28 poison control center.
10 29 9. RESOURCE MANAGEMENT
10 30 For establishing and sustaining the overall
10 31 ability of the department to deliver services to the
10 32 public, and for not more than the following full=time
10 33 equivalent positions:
10 34 \$ 819,554
10 35 FTEs 7.00
10 36 The university of Iowa hospitals and clinics under
10 37 the control of the state board of regents shall not
10 38 receive indirect costs from the funds appropriated in
10 39 this section. The university of Iowa hospitals and
10 40 clinics billings to the department shall be on at least
10 41 a quarterly basis.
10 42 DIVISION ____
10 43 DEPARTMENT OF VETERANS AFFAIRS ==== FY 2012=2013
10 44 Sec. ____ . DEPARTMENT OF VETERANS AFFAIRS. There
10 45 is appropriated from the general fund of the state to
10 46 the department of veterans affairs for the fiscal year
10 47 beginning July 1, 2012, and ending June 30, 2013, the
10 48 following amounts, or so much thereof as is necessary,
10 49 to be used for the purposes designated:
10 50 1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION



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11 1 For salaries, support, maintenance, and
11 2 miscellaneous purposes, including the war orphans
11 3 educational assistance fund created in section
11 4 35.8, and for not more than the following full-time
11 5 equivalent positions:
11 6 \$ 998,832
11 7 FTEs 16.34
11 8 2. IOWA VETERANS HOME
11 9 For salaries, support, maintenance, and
11 10 miscellaneous purposes:
11 11 \$ 9,952,151
11 12 a. The Iowa veterans home billings involving the
11 13 department of human services shall be submitted to the
11 14 department on at least a monthly basis.
11 15 b. If there is a change in the employer of
11 16 employees providing services at the Iowa veterans home
11 17 under a collective bargaining agreement, such employees
11 18 and the agreement shall be continued by the successor
11 19 employer as though there had not been a change in
11 20 employer.
11 21 c. Within available resources and in conformance
11 22 with associated state and federal program eligibility
11 23 requirements, the Iowa veterans home may implement
11 24 measures to provide financial assistance to or on
11 25 behalf of veterans or their spouses participating in
11 26 the community reentry program.
11 27 3. STATE EDUCATIONAL ASSISTANCE ==== CHILDREN OF
11 28 DECEASED VETERANS
11 29 For provision of educational assistance pursuant to
11 30 section 35.9:
11 31 \$ 12,416
11 32 Sec. ____ LIMITATION OF COUNTY
11 33 COMMISSION OF VETERANS AFFAIRS FUND STANDING
11 34 APPROPRIATIONS. Notwithstanding the standing
11 35 appropriation in the following designated section for
11 36 the fiscal year beginning July 1, 2012, and ending June
11 37 30, 2013, the amounts appropriated from the general
11 38 fund of the state pursuant to that section for the
11 39 following designated purposes shall not exceed the
11 40 following amount:
11 41 For the county commissions of veterans affairs fund
11 42 under section 35A.16:
11 43 \$ 990,000
11 44 DIVISION ____
11 45 DEPARTMENT OF HUMAN SERVICES ==== FY 2012=2013
11 46 Sec. ____ TEMPORARY ASSISTANCE FOR NEEDY FAMILIES
11 47 BLOCK GRANT. There is appropriated from the fund
11 48 created in section 8.41 to the department of human
11 49 services for the fiscal year beginning July 1, 2012,
11 50 and ending June 30, 2013, from moneys received under



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12 1 the federal temporary assistance for needy families
12 2 (TANF) block grant pursuant to the federal Personal
12 3 Responsibility and Work Opportunity Reconciliation
12 4 Act of 1996, Pub. L. No. 104=193, and successor
12 5 legislation, and from moneys received under the
12 6 emergency contingency fund for temporary assistance
12 7 for needy families state program established pursuant
12 8 to the federal American Recovery and Reinvestment
12 9 Act of 2009, Pub. L. No. 111=5 { 2101, and successor
12 10 legislation, the following amounts, or so much
12 11 thereof as is necessary, to be used for the purposes
12 12 designated:
12 13 1. To be credited to the family investment program
12 14 account and used for assistance under the family
12 15 investment program under chapter 239B:
12 16 \$ 21,500,738
12 17 2. To be credited to the family investment program
12 18 account and used for the job opportunities and
12 19 basic skills (JOBS) program and implementing family
12 20 investment agreements in accordance with chapter 239B:
12 21 \$ 12,411,528
12 22 3. To be used for the family development and
12 23 self=sufficiency grant program in accordance with
12 24 section 216A.107:
12 25 \$ 2,898,980
12 26 Notwithstanding section 8.33, moneys appropriated in
12 27 this subsection that remain unencumbered or unobligated
12 28 at the close of the fiscal year shall not revert but
12 29 shall remain available for expenditure for the purposes
12 30 designated until the close of the succeeding fiscal
12 31 year. However, unless such moneys are encumbered or
12 32 obligated on or before September 30, 2013, the moneys
12 33 shall revert.
12 34 4. For field operations:
12 35 \$ 31,296,232
12 36 5. For general administration:
12 37 \$ 3,744,000
12 38 6. For state child care assistance:
12 39 \$ 16,382,687
12 40 The funds appropriated in this subsection shall be
12 41 transferred to the child care and development block
12 42 grant appropriation made by the Eighty=fourth General
12 43 Assembly, 2012 Session, for the federal fiscal year
12 44 beginning October 1, 2012, and ending September 30,
12 45 2013. Of this amount, \$200,000 shall be used for
12 46 provision of educational opportunities to registered
12 47 child care home providers in order to improve services
12 48 and programs offered by this category of providers and
12 49 to increase the number of providers. The department
12 50 may contract with institutions of higher education or



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13 1 child care resource and referral centers to provide the
13 2 educational opportunities. Allowable administrative
13 3 costs under the contracts shall not exceed 5 percent.
13 4 The application for a grant shall not exceed two pages
13 5 in length.
13 6 7. For mental health and developmental disabilities
13 7 community services:
13 8 \$ 4,894,052
13 9 8. For child and family services:
13 10 \$ 32,084,430
13 11 9. For child abuse prevention grants:
13 12 \$ 125,000
13 13 10. For pregnancy prevention grants on the
13 14 condition that family planning services are funded:
13 15 \$ 1,930,067
13 16 Pregnancy prevention grants shall be awarded
13 17 to pregnancy prevention programs that are based
13 18 on existing models that have demonstrated positive
13 19 outcomes. Grants shall comply with the requirements
13 20 provided in 1997 Iowa Acts, chapter 208, section 14,
13 21 subsections 1 and 2, including the requirement that
13 22 grant programs must emphasize sexual abstinence.
13 23 Priority in the awarding of grants shall be given
13 24 to programs that serve areas of the state which
13 25 demonstrate the highest percentage of unplanned
13 26 pregnancies of females of childbearing age within the
13 27 geographic area to be served by the grant.
13 28 11. For technology needs and other resources
13 29 necessary to meet federal welfare reform reporting,
13 30 tracking, and case management requirements:
13 31 \$ 1,037,186
13 32 12. To be credited to the state child care
13 33 assistance appropriation made in this section to be
13 34 used for funding of community-based early childhood
13 35 programs targeted to children from birth through five
13 36 years of age developed by early childhood Iowa areas as
13 37 provided in section 256I.11:
13 38 \$ 6,350,000
13 39 The department shall transfer TANF block grant
13 40 funding appropriated and allocated in this subsection
13 41 to the child care and development block grant
13 42 appropriation in accordance with federal law as
13 43 necessary to comply with the provisions of this
13 44 subsection.
13 45 13. a. Notwithstanding any provision to the
13 46 contrary, including but not limited to requirements
13 47 in section 8.41 or provisions in 2011 or 2012 Iowa
13 48 Acts regarding the receipt and appropriation of
13 49 federal block grants, federal funds from the emergency
13 50 contingency fund for temporary assistance for needy



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14 1 families state program established pursuant to the
14 2 federal American Recovery and Reinvestment Act of
14 3 2009, Pub. L. No. 111-5 { 2101, received by the state
14 4 during the fiscal year beginning July 1, 2011, and
14 5 ending June 30, 2012, not otherwise appropriated in
14 6 this section and remaining available as of July 1,
14 7 2012, and received by the state during the fiscal year
14 8 beginning July 1, 2012, and ending June 30, 2013, are
14 9 appropriated to the extent as may be necessary to be
14 10 used in the following priority order: the family
14 11 investment program for the fiscal year and for state
14 12 child care assistance program payments for individuals
14 13 enrolled in the family investment program who are
14 14 employed. The federal funds appropriated in this
14 15 paragraph "a" shall be expended only after all other
14 16 funds appropriated in subsection 1 for the assistance
14 17 under the family investment program under chapter 239B
14 18 have been expended.

14 19 b. The department shall, on a quarterly basis,
14 20 advise the legislative services agency and department
14 21 of management of the amount of funds appropriated in
14 22 this subsection that was expended in the prior quarter.

14 23 14. Of the amounts appropriated in this section,
14 24 \$12,962,008 for the fiscal year beginning July 1,
14 25 2012, shall be transferred to the appropriation of
14 26 the federal social services block grant made for that
14 27 fiscal year.

14 28 15. For continuation of the program allowing the
14 29 department to maintain categorical eligibility for the
14 30 food assistance program as required under the section
14 31 of this division relating to the family investment
14 32 account:

14 33 \$ 146,072

14 34 16. The department may transfer funds allocated
14 35 in this section to the appropriations made in this
14 36 Act for general administration and field operations
14 37 for resources necessary to implement and operate the
14 38 services referred to in this section and those funded
14 39 in the appropriation made in this division of this Act
14 40 for the family investment program from the general fund
14 41 of the state.

14 42 Sec. _____. FAMILY INVESTMENT PROGRAM ACCOUNT.

14 43 1. Moneys credited to the family investment program
14 44 (FIP) account for the fiscal year beginning July
14 45 1, 2012, and ending June 30, 2013, shall be used to
14 46 provide assistance in accordance with chapter 239B.

14 47 2. The department may use a portion of the moneys
14 48 credited to the FIP account under this section as
14 49 necessary for salaries, support, maintenance, and
14 50 miscellaneous purposes.



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15 1 3. The department may transfer funds allocated
15 2 in this section to the appropriations in this Act
15 3 for general administration and field operations for
15 4 resources necessary to implement and operate the
15 5 services referred to in this section and those funded
15 6 in the appropriation made in this division of this Act
15 7 for the family investment program from the general fund
15 8 of the state.

15 9 4. Moneys appropriated in this division of this Act
15 10 and credited to the FIP account for the fiscal year
15 11 beginning July 1, 2012, and ending June 30, 2013, are
15 12 allocated as follows:

15 13 a. To be retained by the department of human
15 14 services to be used for coordinating with the
15 15 department of human rights to more effectively serve
15 16 participants in the FIP program and other shared
15 17 clients and to meet federal reporting requirements
15 18 under the federal temporary assistance for needy
15 19 families block grant:
15 20 \$ 20,000

15 21 b. To the department of human rights for staffing,
15 22 administration, and implementation of the family
15 23 development and self=sufficiency grant program in
15 24 accordance with section 216A.107:
15 25 \$ 5,342,834

15 26 (1) Of the funds allocated for the family
15 27 development and self=sufficiency grant program in this
15 28 lettered paragraph, not more than 5 percent of the
15 29 funds shall be used for the administration of the grant
15 30 program.

15 31 (2) The department of human rights may continue to
15 32 implement the family development and self=sufficiency
15 33 grant program statewide during fiscal year 2012=2013.

15 34 c. For the diversion subaccount of the FIP account:
15 35 \$ 1,698,400

15 36 A portion of the moneys allocated for the subaccount
15 37 may be used for field operations salaries, data
15 38 management system development, and implementation
15 39 costs and support deemed necessary by the director of
15 40 human services in order to administer the FIP diversion
15 41 program.

15 42 d. For the food stamp employment and training
15 43 program:
15 44 \$ 66,588

15 45 (1) The department shall amend the food stamp
15 46 employment and training state plan in order to maximize
15 47 to the fullest extent permitted by federal law the
15 48 use of the 50=50 match provisions for the claiming
15 49 of allowable federal matching funds from the United
15 50 States department of agriculture pursuant to the



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16 1 federal food stamp employment and training program for
16 2 providing education, employment, and training services
16 3 for eligible food assistance program participants,
16 4 including but not limited to related dependent care and
16 5 transportation expenses.
16 6 (2) The department shall continue the categorical
16 7 federal food assistance program eligibility at 160
16 8 percent of the federal poverty level and continue to
16 9 eliminate the asset test from eligibility requirements,
16 10 consistent with federal food assistance program
16 11 requirements. The department shall include as many
16 12 food assistance households as is allowed by federal
16 13 law. The eligibility provisions shall conform to all
16 14 federal requirements including requirements addressing
16 15 individuals who are incarcerated or otherwise
16 16 ineligible.
16 17 e. For the JOBS program:
16 18 \$ 20,235,905
16 19 5. Of the child support collections assigned under
16 20 FIP, an amount equal to the federal share of support
16 21 collections shall be credited to the child support
16 22 recovery appropriation made in this division of this
16 23 Act. Of the remainder of the assigned child support
16 24 collections received by the child support recovery
16 25 unit, a portion shall be credited to the FIP account,
16 26 a portion may be used to increase recoveries, and a
16 27 portion may be used to sustain cash flow in the child
16 28 support payments account. If as a consequence of the
16 29 appropriations and allocations made in this section
16 30 the resulting amounts are insufficient to sustain
16 31 cash assistance payments and meet federal maintenance
16 32 of effort requirements, the department shall seek
16 33 supplemental funding. If child support collections
16 34 assigned under FIP are greater than estimated or are
16 35 otherwise determined not to be required for maintenance
16 36 of effort, the state share of either amount may be
16 37 transferred to or retained in the child support payment
16 38 account.
16 39 6. The department may adopt emergency rules for
16 40 the family investment, JOBS, food stamp, and medical
16 41 assistance programs if necessary to comply with federal
16 42 requirements.
16 43 Sec. _____. FAMILY INVESTMENT PROGRAM GENERAL
16 44 FUND. There is appropriated from the general fund of
16 45 the state to the department of human services for the
16 46 fiscal year beginning July 1, 2012, and ending June 30,
16 47 2013, the following amount, or so much thereof as is
16 48 necessary, to be used for the purpose designated:
16 49 To be credited to the family investment program
16 50 (FIP) account and used for family investment program



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17 1 assistance under chapter 239B:
17 2 \$ 50,421,027
17 3 1. Of the funds appropriated in this section,
17 4 \$7,824,377 is allocated for the JOBS program.
17 5 2. Of the funds appropriated in this section,
17 6 \$2,463,854 is allocated for the family development and
17 7 self=sufficiency grant program.
17 8 3. Notwithstanding section 8.39, for the fiscal
17 9 year beginning July 1, 2012, if necessary to meet
17 10 federal maintenance of effort requirements or to
17 11 transfer federal temporary assistance for needy
17 12 families block grant funding to be used for purposes
17 13 of the federal social services block grant or to meet
17 14 cash flow needs resulting from delays in receiving
17 15 federal funding or to implement, in accordance with
17 16 this division of this Act, activities currently funded
17 17 with juvenile court services, county, or community
17 18 moneys and state moneys used in combination with such
17 19 moneys, the department of human services may transfer
17 20 funds within or between any of the appropriations made
17 21 in this division of this Act and appropriations in law
17 22 for the federal social services block grant to the
17 23 department for the following purposes, provided that
17 24 the combined amount of state and federal temporary
17 25 assistance for needy families block grant funding for
17 26 each appropriation remains the same before and after
17 27 the transfer:
17 28 a. For the family investment program.
17 29 b. For child care assistance.
17 30 c. For child and family services.
17 31 d. For field operations.
17 32 e. For general administration.
17 33 f. MH/MR/DD/BI community services (local purchase).
17 34 This subsection shall not be construed to prohibit
17 35 the use of existing state transfer authority for other
17 36 purposes. The department shall report any transfers
17 37 made pursuant to this subsection to the legislative
17 38 services agency.
17 39 4. Of the funds appropriated in this section,
17 40 \$195,678 shall be used for continuation of a grant to
17 41 an Iowa=based nonprofit organization with a history
17 42 of providing tax preparation assistance to low=income
17 43 Iowans in order to expand the usage of the earned
17 44 income tax credit. The purpose of the grant is to
17 45 supply this assistance to underserved areas of the
17 46 state.
17 47 Sec. _____. CHILD SUPPORT RECOVERY. There is
17 48 appropriated from the general fund of the state to
17 49 the department of human services for the fiscal year
17 50 beginning July 1, 2012, and ending June 30, 2013, the



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18 1 following amount, or so much thereof as is necessary,
18 2 to be used for the purposes designated:
18 3 For child support recovery, including salaries,
18 4 support, maintenance, and miscellaneous purposes, and
18 5 for not more than the following full-time equivalent
18 6 positions:
18 7 \$ 13,219,255
18 8 FTEs 475.00
18 9 1. The department shall expend up to \$24,329,
18 10 including federal financial participation, for the
18 11 fiscal year beginning July 1, 2012, for a child support
18 12 public awareness campaign. The department and the
18 13 office of the attorney general shall cooperate in
18 14 continuation of the campaign. The public awareness
18 15 campaign shall emphasize, through a variety of media
18 16 activities, the importance of maximum involvement of
18 17 both parents in the lives of their children as well as
18 18 the importance of payment of child support obligations.
18 19 2. Federal access and visitation grant moneys shall
18 20 be issued directly to private not-for-profit agencies
18 21 that provide services designed to increase compliance
18 22 with the child access provisions of court orders,
18 23 including but not limited to neutral visitation sites
18 24 and mediation services.
18 25 3. The appropriation made to the department for
18 26 child support recovery may be used throughout the
18 27 fiscal year in the manner necessary for purposes of
18 28 cash flow management, and for cash flow management
18 29 purposes the department may temporarily draw more
18 30 than the amount appropriated, provided the amount
18 31 appropriated is not exceeded at the close of the fiscal
18 32 year.
18 33 4. With the exception of the funding amount
18 34 specified, the requirements established under 2001
18 35 Iowa Acts, chapter 191, section 3, subsection 5,
18 36 paragraph "c", subparagraph (3), shall be applicable
18 37 to parental obligation pilot projects for the fiscal
18 38 year beginning July 1, 2012, and ending June 30,
18 39 2013. Notwithstanding 441 IAC 100.8, providing for
18 40 termination of rules relating to the pilot projects,
18 41 the rules shall remain in effect until June 30, 2013.
18 42 Sec. _____. HEALTH CARE TRUST FUND ==== MEDICAL
18 43 ASSISTANCE. Any funds remaining in the health care
18 44 trust fund created in section 453A.35A for the fiscal
18 45 year beginning July 1, 2012, and ending June 30,
18 46 2013, are appropriated to the department of human
18 47 services to supplement the medical assistance program
18 48 appropriations made in this Act, for medical assistance
18 49 reimbursement and associated costs, including
18 50 program administration and costs associated with



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19 1 implementation.
19 2 Sec. ____ . MEDICAL ASSISTANCE. There is
19 3 appropriated from the general fund of the state to
19 4 the department of human services for the fiscal year
19 5 beginning July 1, 2012, and ending June 30, 2013, the
19 6 following amount, or so much thereof as is necessary,
19 7 to be used for the purpose designated:
19 8 For medical assistance reimbursement and associated
19 9 costs as specifically provided in the reimbursement
19 10 methodologies in effect on June 30, 2012, except as
19 11 otherwise expressly authorized by law, including
19 12 reimbursement for abortion services which shall be
19 13 available under the medical assistance program only for
19 14 those abortions which are medically necessary:
19 15 \$955,237,190
19 16 1. Medically necessary abortions are those
19 17 performed under any of the following conditions:
19 18 a. The attending physician certifies that
19 19 continuing the pregnancy would endanger the life of the
19 20 pregnant woman.
19 21 b. Any spontaneous abortion, commonly known as a
19 22 miscarriage, if not all of the products of conception
19 23 are expelled.
19 24 2. The department shall utilize not more than
19 25 \$60,000 of the funds appropriated in this section
19 26 to continue the AIDS/HIV health insurance premium
19 27 payment program as established in 1992 Iowa Acts,
19 28 Second Extraordinary Session, chapter 1001, section
19 29 409, subsection 6. Of the funds allocated in this
19 30 subsection, not more than \$5,000 may be expended for
19 31 administrative purposes.
19 32 3. Of the funds appropriated in this Act to the
19 33 department of public health for addictive disorders,
19 34 \$950,000 for the fiscal year beginning July 1, 2012,
19 35 shall be transferred to the department of human
19 36 services for an integrated substance abuse managed care
19 37 system. The department shall not assume management
19 38 of the substance abuse system in place of the managed
19 39 care contractor unless such a change in approach is
19 40 specifically authorized in law. The departments of
19 41 human services and public health shall work together
19 42 to maintain the level of mental health and substance
19 43 abuse services provided by the managed care contractor
19 44 through the Iowa plan for behavioral health. Each
19 45 department shall take the steps necessary to continue
19 46 the federal waivers as necessary to maintain the level
19 47 of services.
19 48 4. a. The department shall aggressively pursue
19 49 options for providing medical assistance or other
19 50 assistance to individuals with special needs who become



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20 1 ineligible to continue receiving services under the
20 2 early and periodic screening, diagnostic, and treatment
20 3 program under the medical assistance program due
20 4 to becoming 21 years of age who have been approved
20 5 for additional assistance through the department's
20 6 exception to policy provisions, but who have health
20 7 care needs in excess of the funding available through
20 8 the exception to policy provisions.

20 9 b. Of the funds appropriated in this section,
20 10 \$100,000 shall be used for participation in one or more
20 11 pilot projects operated by a private provider to allow
20 12 the individual or individuals to receive service in the
20 13 community in accordance with principles established in
20 14 *Olmstead v. L.C.*, 527 U.S. 581 (1999), for the purpose
20 15 of providing medical assistance or other assistance to
20 16 individuals with special needs who become ineligible
20 17 to continue receiving services under the early and
20 18 periodic screening, diagnosis, and treatment program
20 19 under the medical assistance program due to becoming
20 20 21 years of age who have been approved for additional
20 21 assistance through the department's exception to policy
20 22 provisions, but who have health care needs in excess
20 23 of the funding available through the exception to the
20 24 policy provisions.

20 25 5. Of the funds appropriated in this section, up to
20 26 \$3,050,082 may be transferred to the field operations
20 27 or general administration appropriations in this Act
20 28 for operational costs associated with Part D of the
20 29 federal Medicare Prescription Drug Improvement and
20 30 Modernization Act of 2003, Pub. L. No. 108=173.

20 31 6. Of the funds appropriated in this section, up
20 32 to \$442,100 may be transferred to the appropriation
20 33 in this Act for medical contracts to be used for
20 34 clinical assessment services and prior authorization
20 35 of services.

20 36 7. A portion of the funds appropriated in this
20 37 section may be transferred to the appropriations in
20 38 this division of this Act for general administration,
20 39 medical contracts, the children's health insurance
20 40 program, or field operations to be used for the
20 41 state match cost to comply with the payment error
20 42 rate measurement (PERM) program for both the medical
20 43 assistance and children's health insurance programs
20 44 as developed by the centers for Medicare and Medicaid
20 45 services of the United States department of health and
20 46 human services to comply with the federal Improper
20 47 Payments Information Act of 2002, Pub. L. No. 107=300.

20 48 8. It is the intent of the general assembly
20 49 that the department continue to implement the
20 50 recommendations of the assuring better child health



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21 1 and development initiative II (ABCDII) clinical panel
21 2 to the Iowa early and periodic screening, diagnostic,
21 3 and treatment services healthy mental development
21 4 collaborative board regarding changes to billing
21 5 procedures, codes, and eligible service providers.
21 6 9. Of the funds appropriated in this section,
21 7 a sufficient amount is allocated to supplement
21 8 the incomes of residents of nursing facilities,
21 9 intermediate care facilities for persons with mental
21 10 illness, and intermediate care facilities for persons
21 11 with mental retardation, with incomes of less than \$50
21 12 in the amount necessary for the residents to receive a
21 13 personal needs allowance of \$50 per month pursuant to
21 14 section 249A.30A.
21 15 10. Of the funds appropriated in this section,
21 16 the following amounts shall be transferred to the
21 17 appropriations made in this division of this Act for
21 18 the state mental health institutes:
21 19 a. Cherokee mental health institute \$
21 20 9,098,425
21 21 b. Clarinda mental health institute \$
21 22 1,977,305
21 23 c. Independence mental health institute \$
21 24 9,045,894
21 25 d. Mount Pleasant mental health institute \$
21 26 5,752,587
21 27 11. a. Of the funds appropriated in this section,
21 28 \$7,425,684 is allocated for the state match for a
21 29 disproportionate share hospital payment of \$19,133,430
21 30 to hospitals that meet both of the conditions specified
21 31 in subparagraphs (1) and (2). In addition, the
21 32 hospitals that meet the conditions specified shall
21 33 either certify public expenditures or transfer to
21 34 the medical assistance program an amount equal to
21 35 provide the nonfederal share for a disproportionate
21 36 share hospital payment of \$7,500,000. The hospitals
21 37 that meet the conditions specified shall receive and
21 38 retain 100 percent of the total disproportionate share
21 39 hospital payment of \$26,633,430.
21 40 (1) The hospital qualifies for disproportionate
21 41 share and graduate medical education payments.
21 42 (2) The hospital is an Iowa state=owned hospital
21 43 with more than 500 beds and eight or more distinct
21 44 residency specialty or subspecialty programs recognized
21 45 by the American college of graduate medical education.
21 46 b. Distribution of the disproportionate share
21 47 payments shall be made on a monthly basis. The total
21 48 amount of disproportionate share payments including
21 49 graduate medical education, enhanced disproportionate
21 50 share, and Iowa state=owned teaching hospital payments



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22 1 shall not exceed the amount of the state's allotment
22 2 under Pub. L. No. 102=234. In addition, the total
22 3 amount of all disproportionate share payments shall not
22 4 exceed the hospital=specific disproportionate share
22 5 limits under Pub. L. No. 103=66.
22 6 12. The university of Iowa hospitals and clinics
22 7 shall either certify public expenditures or transfer to
22 8 the medical assistance appropriation an amount equal
22 9 to provide the nonfederal share for increased medical
22 10 assistance payments for inpatient and outpatient
22 11 hospital services of \$9,900,000. The university of
22 12 Iowa hospitals and clinics shall receive and retain 100
22 13 percent of the total increase in medical assistance
22 14 payments.
22 15 13. Of the funds appropriated in this section,
22 16 up to \$4,480,304 may be transferred to the IowaCare
22 17 account created in section 249J.24.
22 18 14. Of the funds appropriated in this section,
22 19 \$200,000 shall be used for the Iowa chronic care
22 20 consortium pursuant to 2003 Iowa Acts, chapter 112,
22 21 section 12, as amended by 2003 Iowa Acts, chapter 179,
22 22 sections 166 and 167.
22 23 15. One hundred percent of the nonfederal share of
22 24 payments to area education agencies that are medical
22 25 assistance providers for medical assistance=covered
22 26 services provided to medical assistance=covered
22 27 children, shall be made from the appropriation made in
22 28 this section.
22 29 16. Any new or renewed contract entered into by the
22 30 department with a third party to administer behavioral
22 31 health services under the medical assistance program
22 32 shall provide that any interest earned on payments
22 33 from the state during the state fiscal year shall be
22 34 remitted to the department and treated as recoveries to
22 35 offset the costs of the medical assistance program.
22 36 17. The department shall continue to implement the
22 37 provisions in 2007 Iowa Acts, chapter 218, section
22 38 124 and section 126, as amended by 2008 Iowa Acts,
22 39 chapter 1188, section 55, relating to eligibility for
22 40 certain persons with disabilities under the medical
22 41 assistance program in accordance with the federal
22 42 family opportunity Act.
22 43 18. A portion of the funds appropriated in this
22 44 section may be transferred to the appropriation in this
22 45 division of this Act for medical contracts to be used
22 46 for administrative activities associated with the money
22 47 follows the person demonstration project.
22 48 19. Of the funds appropriated in this section,
22 49 \$349,011 shall be used for the administration of the
22 50 health insurance premium payment program, including



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23 1 salaries, support, maintenance, and miscellaneous
23 2 purposes for the fiscal year beginning July 1, 2012.
23 3 20. a. The department may increase the amounts
23 4 allocated for salaries, support, maintenance, and
23 5 miscellaneous purposes associated with the medical
23 6 assistance program as necessary to implement cost
23 7 containment efforts in order to accomplish medical
23 8 assistance program savings. The department shall
23 9 report any such increase to the legislative services
23 10 agency and department of management.
23 11 b. If the savings to the medical assistance
23 12 program exceed the cost, the department may transfer
23 13 any savings generated for the fiscal year due to
23 14 medical assistance program cost containment efforts
23 15 initiated pursuant to 2010 Iowa Acts, chapter 1031,
23 16 Executive Order No. 20, issued December 16, 2009, or
23 17 cost containment efforts initiated by the department
23 18 during fiscal year 2012=2013, to the appropriation made
23 19 in this division of this Act for medical contracts or
23 20 general administration to defray the increased contract
23 21 costs associated with implementing such efforts.
23 22 21. The department may implement cost containment
23 23 strategies recommended by the governor by using a sole
23 24 source contract process or by expanding an existing
23 25 contract without using a competitive process. The
23 26 department may adopt emergency rules to implement
23 27 the cost containment strategies recommended by the
23 28 governor.
23 29 22. The department shall report the implementation
23 30 of any cost containment strategies under this section
23 31 to the individuals specified in this Act to receive
23 32 reports on a quarterly basis.
23 33 23. Notwithstanding any provision of law to the
23 34 contrary, the department of human services shall
23 35 continue implementation of the amended section 1915(b)
23 36 waiver and Iowa plan contract for inclusion of remedial
23 37 services under the Iowa plan contract for the fiscal
23 38 year beginning July 1, 2012.
23 39 Sec. ____ . MEDICAL CONTRACTS. There is appropriated
23 40 from the general fund of the state to the department of
23 41 human services for the fiscal year beginning July 1,
23 42 2012, and ending June 30, 2013, the following amount,
23 43 or so much thereof as is necessary, to be used for the
23 44 purpose designated:
23 45 For medical contracts:
23 46 \$ 5,773,844
23 47 The department of inspections and appeals shall
23 48 provide all state matching funds for survey and
23 49 certification activities performed by the department
23 50 of inspections and appeals. The department of human



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24 1 services is solely responsible for distributing the
24 2 federal matching funds for such activities.
24 3 Sec. _____. STATE SUPPLEMENTARY ASSISTANCE.
24 4 1. There is appropriated from the general fund of
24 5 the state to the department of human services for the
24 6 fiscal year beginning July 1, 2012, and ending June 30,
24 7 2013, the following amount, or so much thereof as is
24 8 necessary, to be used for the purpose designated:
24 9 For the state supplementary assistance program:
24 10 \$ 17,850,747
24 11 2. The department shall increase the personal needs
24 12 allowance for residents of residential care facilities
24 13 by the same percentage and at the same time as federal
24 14 supplemental security income and federal social
24 15 security benefits are increased due to a recognized
24 16 increase in the cost of living. The department may
24 17 adopt emergency rules to implement this subsection.
24 18 3. If during the fiscal year beginning July 1,
24 19 2012, the department projects that state supplementary
24 20 assistance expenditures for a calendar year will not
24 21 meet the federal pass-through requirement specified
24 22 in Tit. XVI of the federal Social Security Act,
24 23 section 1618, as codified in 42 U.S.C. { 1382g,
24 24 the department may take actions including but not
24 25 limited to increasing the personal needs allowance
24 26 for residential care facility residents and making
24 27 programmatic adjustments or upward adjustments of the
24 28 residential care facility or in-home health-related
24 29 care reimbursement rates prescribed in this division of
24 30 this Act to ensure that federal requirements are met.
24 31 In addition, the department may make other programmatic
24 32 and rate adjustments necessary to remain within the
24 33 amount appropriated in this section while ensuring
24 34 compliance with federal requirements. The department
24 35 may adopt emergency rules to implement the provisions
24 36 of this subsection.
24 37 Sec. _____. CHILDREN'S HEALTH INSURANCE
24 38 PROGRAM. There is appropriated from the general
24 39 fund of the state to the department of human services
24 40 for the fiscal year beginning July 1, 2012, and ending
24 41 June 30, 2013, the following amount, or so much thereof
24 42 as is necessary, to be used for the purpose designated:
24 43 For maintenance of the healthy and well kids in Iowa
24 44 (hawk=i) program pursuant to chapter 514I, including
24 45 supplemental dental services, for receipt of federal
24 46 financial participation under Tit. XXI of the federal
24 47 Social Security Act, which creates the children's
24 48 health insurance program:
24 49 \$ 32,927,152
24 50 Sec. _____. CHILD CARE ASSISTANCE. There is



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25 1 appropriated from the general fund of the state to
25 2 the department of human services for the fiscal year
25 3 beginning July 1, 2012, and ending June 30, 2013, the
25 4 following amount, or so much thereof as is necessary,
25 5 to be used for the purpose designated:
25 6 For child care programs:
25 7 \$ 53,237,662
25 8 1. Of the funds appropriated in this section,
25 9 \$51,868,235 shall be used for state child care
25 10 assistance in accordance with section 237A.13.
25 11 2. Nothing in this section shall be construed or
25 12 is intended as or shall imply a grant of entitlement
25 13 for services to persons who are eligible for assistance
25 14 due to an income level consistent with the waiting
25 15 list requirements of section 237A.13. Any state
25 16 obligation to provide services pursuant to this section
25 17 is limited to the extent of the funds appropriated in
25 18 this section.
25 19 3. Of the funds appropriated in this section,
25 20 \$432,453 is allocated for the statewide program for
25 21 child care resource and referral services under section
25 22 237A.26. A list of the registered and licensed child
25 23 care facilities operating in the area served by a
25 24 child care resource and referral service shall be made
25 25 available to the families receiving state child care
25 26 assistance in that area.
25 27 4. Of the funds appropriated in this section,
25 28 \$936,974 is allocated for child care quality
25 29 improvement initiatives including but not limited to
25 30 the voluntary quality rating system in accordance with
25 31 section 237A.30. The \$2,000,000 reduction applied to
25 32 the combined state and federal funding allocated for
25 33 quality improvement in the prior fiscal year shall be
25 34 continued.
25 35 5. The department may use any of the funds
25 36 appropriated in this section as a match to obtain
25 37 federal funds for use in expanding child care
25 38 assistance and related programs. For the purpose of
25 39 expenditures of state and federal child care funding,
25 40 funds shall be considered obligated at the time
25 41 expenditures are projected or are allocated to the
25 42 department's service areas. Projections shall be based
25 43 on current and projected caseload growth, current and
25 44 projected provider rates, staffing requirements for
25 45 eligibility determination and management of program
25 46 requirements including data systems management,
25 47 staffing requirements for administration of the
25 48 program, contractual and grant obligations and any
25 49 transfers to other state agencies, and obligations for
25 50 decategorization or innovation projects.



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26 1 6. A portion of the state match for the federal
26 2 child care and development block grant shall be
26 3 provided as necessary to meet federal matching
26 4 funds requirements through the state general fund
26 5 appropriation made for child development grants and
26 6 other programs for at-risk children in section 279.51.
26 7 7. If a uniform reduction ordered by the governor
26 8 under section 8.31 or other operation of law,
26 9 transfer, or federal funding reduction reduces the
26 10 appropriation made in this section for the fiscal year,
26 11 the percentage reduction in the amount paid out to or
26 12 on behalf of the families participating in the state
26 13 child care assistance program shall be equal to or
26 14 less than the percentage reduction made for any other
26 15 purpose payable from the appropriation made in this
26 16 section and the federal funding relating to it. The
26 17 percentage reduction to the other allocations made in
26 18 this section shall be the same as the uniform reduction
26 19 ordered by the governor or the percentage change of the
26 20 federal funding reduction, as applicable. If there is
26 21 an unanticipated increase in federal funding provided
26 22 for state child care assistance, the entire amount
26 23 of the increase shall be used for state child care
26 24 assistance payments. If the appropriations made for
26 25 purposes of the state child care assistance program for
26 26 the fiscal year are determined to be insufficient, it
26 27 is the intent of the general assembly to appropriate
26 28 sufficient funding for the fiscal year in order to
26 29 avoid establishment of waiting list requirements.
26 30 8. Notwithstanding section 8.33, moneys
26 31 appropriated in this section or received from the
26 32 federal appropriations made for the purposes of this
26 33 section that remain unencumbered or unobligated at the
26 34 close of the fiscal year shall not revert to any fund
26 35 but shall remain available for expenditure for the
26 36 purposes designated until the close of the succeeding
26 37 fiscal year.

26 38 Sec. ____ JUVENILE INSTITUTIONS. There is
26 39 appropriated from the general fund of the state to
26 40 the department of human services for the fiscal year
26 41 beginning July 1, 2012, and ending June 30, 2013, the
26 42 following amounts, or so much thereof as is necessary,
26 43 to be used for the purposes designated:

26 44 1. For operation of the Iowa juvenile home at
26 45 Toledo and for salaries, support, maintenance, and
26 46 miscellaneous purposes, and for not more than the
26 47 following full-time equivalent positions:
26 48 \$ 8,380,319
26 49 FTEs 114.00
26 50 2. For operation of the state training school at



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27 1 Eldora and for salaries, support, maintenance, and
27 2 miscellaneous purposes, and for not more than the
27 3 following full-time equivalent positions:
27 4 \$ 10,733,590
27 5 FTEs 164.30
27 6 Of the funds appropriated in this subsection,
27 7 \$91,150 shall be used for distribution to licensed
27 8 classroom teachers at this and other institutions under
27 9 the control of the department of human services based
27 10 upon the average student yearly enrollment at each
27 11 institution as determined by the department.
27 12 3. A portion of the moneys appropriated in this
27 13 section shall be used by the state training school and
27 14 by the Iowa juvenile home for grants for adolescent
27 15 pregnancy prevention activities at the institutions in
27 16 the fiscal year beginning July 1, 2012.
27 17 Sec. ____ . CHILD AND FAMILY SERVICES.
27 18 1. There is appropriated from the general fund of
27 19 the state to the department of human services for the
27 20 fiscal year beginning July 1, 2012, and ending June 30,
27 21 2013, the following amount, or so much thereof as is
27 22 necessary, to be used for the purpose designated:
27 23 For child and family services:
27 24 \$ 83,020,163
27 25 2. In order to address a reduction of \$5,200,000
27 26 from the amount allocated under the appropriation made
27 27 for the purposes of this section in prior years for
27 28 purposes of juvenile delinquent graduated sanction
27 29 services, up to \$5,200,000 of the amount of federal
27 30 temporary assistance for needy families block grant
27 31 funding appropriated in this division of this Act for
27 32 child and family services shall be made available for
27 33 purposes of juvenile delinquent graduated sanction
27 34 services.
27 35 3. The department may transfer funds appropriated
27 36 in this section as necessary to pay the nonfederal
27 37 costs of services reimbursed under the medical
27 38 assistance program, state child care assistance
27 39 program, or the family investment program which are
27 40 provided to children who would otherwise receive
27 41 services paid under the appropriation in this section.
27 42 The department may transfer funds appropriated in this
27 43 section to the appropriations made in this division
27 44 of this Act for general administration and for field
27 45 operations for resources necessary to implement and
27 46 operate the services funded in this section.
27 47 4. a. Of the funds appropriated in this section,
27 48 up to \$30,169,129 is allocated as the statewide
27 49 expenditure target under section 232.143 for group
27 50 foster care maintenance and services. If the



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28 1 department projects that such expenditures for the
28 2 fiscal year will be less than the target amount
28 3 allocated in this lettered paragraph, the department
28 4 may reallocate the excess to provide additional
28 5 funding for shelter care or the child welfare emergency
28 6 services addressed with the allocation for shelter
28 7 care.

28 8 b. If at any time after September 30, 2012,
28 9 annualization of a service area's current expenditures
28 10 indicates a service area is at risk of exceeding its
28 11 group foster care expenditure target under section
28 12 232.143 by more than 5 percent, the department and
28 13 juvenile court services shall examine all group
28 14 foster care placements in that service area in order
28 15 to identify those which might be appropriate for
28 16 termination. In addition, any aftercare services
28 17 believed to be needed for the children whose
28 18 placements may be terminated shall be identified. The
28 19 department and juvenile court services shall initiate
28 20 action to set dispositional review hearings for the
28 21 placements identified. In such a dispositional review
28 22 hearing, the juvenile court shall determine whether
28 23 needed aftercare services are available and whether
28 24 termination of the placement is in the best interest of
28 25 the child and the community.

28 26 5. In accordance with the provisions of section
28 27 232.188, the department shall continue the child
28 28 welfare and juvenile justice funding initiative during
28 29 fiscal year 2012=2013. Of the funds appropriated in
28 30 this section, \$1,717,753 is allocated specifically
28 31 for expenditure for fiscal year 2012=2013 through the
28 32 decategorization service funding pools and governance
28 33 boards established pursuant to section 232.188.

28 34 6. A portion of the funds appropriated in this
28 35 section may be used for emergency family assistance
28 36 to provide other resources required for a family
28 37 participating in a family preservation or reunification
28 38 project or successor project to stay together or to be
28 39 reunified.

28 40 7. Notwithstanding section 234.35 or any other
28 41 provision of law to the contrary, state funding for
28 42 shelter care and the child welfare emergency services
28 43 contracting implemented to provide for or prevent the
28 44 need for shelter care shall be limited to \$7,170,116.
28 45 The department may execute contracts that result from
28 46 the department's request for proposal, bid number
28 47 ACFS=11=114, to provide the range of child welfare
28 48 emergency services described in the request for
28 49 proposals, and any subsequent amendments to the request
28 50 for proposals.



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29 1 8. Federal funds received by the state during
29 2 the fiscal year beginning July 1, 2012, as the
29 3 result of the expenditure of state funds appropriated
29 4 during a previous state fiscal year for a service or
29 5 activity funded under this section are appropriated
29 6 to the department to be used as additional funding
29 7 for services and purposes provided for under this
29 8 section. Notwithstanding section 8.33, moneys
29 9 received in accordance with this subsection that remain
29 10 unencumbered or unobligated at the close of the fiscal
29 11 year shall not revert to any fund but shall remain
29 12 available for the purposes designated until the close
29 13 of the succeeding fiscal year.

29 14 9. Of the funds appropriated in this section, at
29 15 least \$3,696,285 shall be used for protective child
29 16 care assistance.

29 17 10. a. Of the funds appropriated in this section,
29 18 up to \$2,062,488 is allocated for the payment of
29 19 the expenses of court-ordered services provided to
29 20 juveniles who are under the supervision of juvenile
29 21 court services, which expenses are a charge upon the
29 22 state pursuant to section 232.141, subsection 4. Of
29 23 the amount allocated in this lettered paragraph,
29 24 up to \$1,556,287 shall be made available to provide
29 25 school-based supervision of children adjudicated under
29 26 chapter 232, of which not more than \$15,000 may be used
29 27 for the purpose of training. A portion of the cost of
29 28 each school-based liaison officer shall be paid by the
29 29 school district or other funding source as approved by
29 30 the chief juvenile court officer.

29 31 b. Of the funds appropriated in this section, up to
29 32 \$748,985 is allocated for the payment of the expenses
29 33 of court-ordered services provided to children who are
29 34 under the supervision of the department, which expenses
29 35 are a charge upon the state pursuant to section
29 36 232.141, subsection 4.

29 37 c. Notwithstanding section 232.141 or any other
29 38 provision of law to the contrary, the amounts allocated
29 39 in this subsection shall be distributed to the
29 40 judicial districts as determined by the state court
29 41 administrator and to the department's service areas as
29 42 determined by the administrator of the department's
29 43 division of child and family services. The state court
29 44 administrator and the division administrator shall make
29 45 the determination of the distribution amounts on or
29 46 before June 15, 2012.

29 47 d. Notwithstanding chapter 232 or any other
29 48 provision of law to the contrary, a district or
29 49 juvenile court shall not order any service which is
29 50 a charge upon the state pursuant to section 232.141



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30 1 if there are insufficient court=ordered services
30 2 funds available in the district court or departmental
30 3 service area distribution amounts to pay for the
30 4 service. The chief juvenile court officer and the
30 5 departmental service area manager shall encourage use
30 6 of the funds allocated in this subsection such that
30 7 there are sufficient funds to pay for all court=related
30 8 services during the entire year. The chief juvenile
30 9 court officers and departmental service area managers
30 10 shall attempt to anticipate potential surpluses and
30 11 shortfalls in the distribution amounts and shall
30 12 cooperatively request the state court administrator
30 13 or division administrator to transfer funds between
30 14 the judicial districts' or departmental service areas'
30 15 distribution amounts as prudent.
30 16 e. Notwithstanding any provision of law to the
30 17 contrary, a district or juvenile court shall not order
30 18 a county to pay for any service provided to a juvenile
30 19 pursuant to an order entered under chapter 232 which
30 20 is a charge upon the state under section 232.141,
30 21 subsection 4.
30 22 f. Of the funds allocated in this subsection, not
30 23 more than \$83,000 may be used by the judicial branch
30 24 for administration of the requirements under this
30 25 subsection.
30 26 g. Of the funds allocated in this subsection,
30 27 \$17,000 shall be used by the department of human
30 28 services to support the interstate commission for
30 29 juveniles in accordance with the interstate compact for
30 30 juveniles as provided in section 232.173.
30 31 11. Of the funds appropriated in this section,
30 32 \$4,522,602 is allocated for juvenile delinquent
30 33 graduated sanctions services. Any state funds saved as
30 34 a result of efforts by juvenile court services to earn
30 35 federal Tit. IV=E match for juvenile court services
30 36 administration may be used for the juvenile delinquent
30 37 graduated sanctions services.
30 38 12. Of the funds appropriated in this section,
30 39 \$988,285 shall be transferred to the department of
30 40 public health to be used for the child protection
30 41 center grant program in accordance with section
30 42 135.118.
30 43 13. If the department receives federal approval
30 44 to implement a waiver under Tit. IV=E of the federal
30 45 Social Security Act to enable providers to serve
30 46 children who remain in the children's families and
30 47 communities, for purposes of eligibility under the
30 48 medical assistance program, children who participate in
30 49 the waiver shall be considered to be placed in foster
30 50 care.



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31 1 14. Of the funds appropriated in this section,
31 2 \$3,069,832 is allocated for the preparation for adult
31 3 living program pursuant to section 234.46.
31 4 15. Of the funds appropriated in this section,
31 5 \$520,150 shall be used for juvenile drug courts.
31 6 The amount allocated in this subsection shall be
31 7 distributed as follows:
31 8 To the judicial branch for salaries to assist with
31 9 the operation of juvenile drug court programs operated
31 10 in the following jurisdictions:
31 11 a. Marshall county:
31 12 \$ 62,708
31 13 b. Woodbury county:
31 14 \$ 125,682
31 15 c. Polk county:
31 16 \$ 195,892
31 17 d. The third judicial district:
31 18 \$ 67,934
31 19 e. The eighth judicial district:
31 20 \$ 67,934
31 21 16. Of the funds appropriated in this section,
31 22 \$227,337 shall be used for the public purpose of
31 23 providing a grant to a nonprofit human services
31 24 organization providing services to individuals and
31 25 families in multiple locations in southwest Iowa and
31 26 Nebraska for support of a project providing immediate,
31 27 sensitive support and forensic interviews, medical
31 28 exams, needs assessments, and referrals for victims of
31 29 child abuse and their nonoffending family members.
31 30 17. Of the funds appropriated in this section,
31 31 \$125,590 is allocated for the elevate approach of
31 32 providing a support network to children placed in
31 33 foster care.
31 34 18. Of the funds appropriated in this section,
31 35 \$202,000 is allocated for use pursuant to section
31 36 235A.1 for continuation of the initiative to address
31 37 child sexual abuse implemented pursuant to 2007 Iowa
31 38 Acts, chapter 218, section 18, subsection 21.
31 39 19. Of the funds appropriated in this section,
31 40 \$630,240 is allocated for the community partnership for
31 41 child protection sites.
31 42 20. Of the funds appropriated in this section,
31 43 \$371,250 is allocated for the department's minority
31 44 youth and family projects under the redesign of the
31 45 child welfare system.
31 46 21. Of the funds appropriated in this section,
31 47 \$1,200,495 is allocated for funding of the state match
31 48 for the federal substance abuse and mental health
31 49 services administration (SAMHSA) system of care grant.
31 50 22. Of the funds appropriated in this section, at



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32 1 least \$147,158 shall be used for the child welfare
32 2 training academy.
32 3 23. Of the funds appropriated in this section,
32 4 \$25,000 shall be used for the public purpose of
32 5 providing a grant to a child welfare services provider
32 6 headquartered in a county with a population between
32 7 205,000 and 215,000 in the latest certified federal
32 8 census that provides multiple services including but
32 9 not limited to a psychiatric medical institution for
32 10 children, shelter, residential treatment, after school
32 11 programs, school-based programming, and an Asperger's
32 12 syndrome program, to be used for support services
32 13 for children with autism spectrum disorder and their
32 14 families.

32 15 Sec. _____. ADOPTION SUBSIDY.

32 16 1. There is appropriated from the general fund of
32 17 the state to the department of human services for the
32 18 fiscal year beginning July 1, 2012, and ending June 30,
32 19 2013, the following amount, or so much thereof as is
32 20 necessary, to be used for the purpose designated:

32 21 For adoption subsidy payments and services:

32 22 \$ 36,897,591

32 23 2. The department may transfer funds appropriated
32 24 in this section to the appropriation made in this Act
32 25 for general administration for costs paid from the
32 26 appropriation relating to adoption subsidy.

32 27 3. Federal funds received by the state during the
32 28 fiscal year beginning July 1, 2012, as the result of
32 29 the expenditure of state funds during a previous state
32 30 fiscal year for a service or activity funded under
32 31 this section are appropriated to the department to
32 32 be used as additional funding for the services and
32 33 activities funded under this section. Notwithstanding
32 34 section 8.33, moneys received in accordance with this
32 35 subsection that remain unencumbered or unobligated at
32 36 the close of the fiscal year shall not revert to any
32 37 fund but shall remain available for expenditure for the
32 38 purposes designated until the close of the succeeding
32 39 fiscal year.

32 40 Sec. _____. JUVENILE DETENTION HOME FUND. Moneys

32 41 deposited in the juvenile detention home fund
32 42 created in section 232.142 during the fiscal year
32 43 beginning July 1, 2012, and ending June 30, 2013, are
32 44 appropriated to the department of human services for
32 45 the fiscal year beginning July 1, 2012, and ending
32 46 June 30, 2013, for distribution of an amount equal
32 47 to a percentage of the costs of the establishment,
32 48 improvement, operation, and maintenance of county or
32 49 multicounty juvenile detention homes in the fiscal
32 50 year beginning July 1, 2011. Moneys appropriated for



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33 1 distribution in accordance with this section shall be
33 2 allocated among eligible detention homes, prorated on
33 3 the basis of an eligible detention home's proportion
33 4 of the costs of all eligible detention homes in the
33 5 fiscal year beginning July 1, 2011. The percentage
33 6 figure shall be determined by the department based on
33 7 the amount available for distribution for the fund.
33 8 Notwithstanding section 232.142, subsection 3, the
33 9 financial aid payable by the state under that provision
33 10 for the fiscal year beginning July 1, 2012, shall be
33 11 limited to the amount appropriated for the purposes of
33 12 this section.

33 13 Sec. _____. FAMILY SUPPORT SUBSIDY PROGRAM.

33 14 1. There is appropriated from the general fund of
33 15 the state to the department of human services for the
33 16 fiscal year beginning July 1, 2012, and ending June 30,
33 17 2013, the following amount, or so much thereof as is
33 18 necessary, to be used for the purpose designated:
33 19 For the family support subsidy program subject
33 20 to the enrollment restrictions in section 225C.37,
33 21 subsection 3:
33 22 \$ 1,167,998

33 23 2. The department shall use at least \$385,500 of
33 24 the moneys appropriated in this section for the family
33 25 support center component of the comprehensive family
33 26 support program under section 225C.47. Not more than
33 27 \$25,000 of the amount allocated in this subsection
33 28 shall be used for administrative costs.

33 29 3. If at any time during the fiscal year, the
33 30 amount of funding available for the family support
33 31 subsidy program is reduced from the amount initially
33 32 used to establish the figure for the number of family
33 33 members for whom a subsidy is to be provided at any one
33 34 time during the fiscal year, notwithstanding section
33 35 225C.38, subsection 2, the department shall revise the
33 36 figure as necessary to conform to the amount of funding
33 37 available.

33 38 Sec. _____. CONNER DECREE. There is appropriated
33 39 from the general fund of the state to the department of
33 40 human services for the fiscal year beginning July 1,
33 41 2012, and ending June 30, 2013, the following amount,
33 42 or so much thereof as is necessary, to be used for the
33 43 purpose designated:
33 44 For building community capacity through the
33 45 coordination and provision of training opportunities
33 46 in accordance with the consent decree of Conner v.
33 47 Branstad, No. 4=86=CV=30871(S.D. Iowa, July 14, 1994):
33 48 \$ 33,622

33 49 Sec. _____. MENTAL HEALTH INSTITUTES. There is
33 50 appropriated from the general fund of the state to



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34 1 the department of human services for the fiscal year
34 2 beginning July 1, 2012, and ending June 30, 2013, the
34 3 following amounts, or so much thereof as is necessary,
34 4 to be used for the purposes designated:
34 5 1. For the state mental health institute at
34 6 Cherokee for salaries, support, maintenance, and
34 7 miscellaneous purposes, and for not more than the
34 8 following full-time equivalent positions:
34 9 \$ 7,674,554
34 10 FTEs 168.50
34 11 2. For the state mental health institute at
34 12 Clarinda for salaries, support, maintenance, and
34 13 miscellaneous purposes, and for not more than the
34 14 following full-time equivalent positions:
34 15 \$ 6,510,702
34 16 FTEs 86.10
34 17 3. For the state mental health institute at
34 18 Independence for salaries, support, maintenance, and
34 19 miscellaneous purposes, and for not more than the
34 20 following full-time equivalent positions:
34 21 \$ 10,476,777
34 22 FTEs 233.00
34 23 4. For the state mental health institute at Mount
34 24 Pleasant for salaries, support, maintenance, and
34 25 miscellaneous purposes, and for not more than the
34 26 following full-time equivalent positions:
34 27 \$ 1,053,121
34 28 FTEs 91.72
34 29 Sec. _____. STATE RESOURCE CENTERS.
34 30 1. There is appropriated from the general fund of
34 31 the state to the department of human services for the
34 32 fiscal year beginning July 1, 2012, and ending June 30,
34 33 2013, the following amounts, or so much thereof as is
34 34 necessary, to be used for the purposes designated:
34 35 a. For the state resource center at Glenwood for
34 36 salaries, support, maintenance, and miscellaneous
34 37 purposes:
34 38 \$ 19,450,698
34 39 b. For the state resource center at Woodward for
34 40 salaries, support, maintenance, and miscellaneous
34 41 purposes:
34 42 \$ 13,492,418
34 43 2. The department may continue to bill for state
34 44 resource center services utilizing a scope of services
34 45 approach used for private providers of ICFMR services,
34 46 in a manner which does not shift costs between the
34 47 medical assistance program, counties, or other sources
34 48 of funding for the state resource centers.
34 49 3. The state resource centers may expand the
34 50 time-limited assessment and respite services during the



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35 1 fiscal year.
35 2 4. If the department's administration and the
35 3 department of management concur with a finding by a
35 4 state resource center's superintendent that projected
35 5 revenues can reasonably be expected to pay the salary
35 6 and support costs for a new employee position, or
35 7 that such costs for adding a particular number of new
35 8 positions for the fiscal year would be less than the
35 9 overtime costs if new positions would not be added, the
35 10 superintendent may add the new position or positions.
35 11 If the vacant positions available to a resource center
35 12 do not include the position classification desired to
35 13 be filled, the state resource center's superintendent
35 14 may reclassify any vacant position as necessary to
35 15 fill the desired position. The superintendents of the
35 16 state resource centers may, by mutual agreement, pool
35 17 vacant positions and position classifications during
35 18 the course of the fiscal year in order to assist one
35 19 another in filling necessary positions.
35 20 5. If existing capacity limitations are reached
35 21 in operating units, a waiting list is in effect
35 22 for a service or a special need for which a payment
35 23 source or other funding is available for the service
35 24 or to address the special need, and facilities for
35 25 the service or to address the special need can be
35 26 provided within the available payment source or other
35 27 funding, the superintendent of a state resource center
35 28 may authorize opening not more than two units or
35 29 other facilities and begin implementing the service
35 30 or addressing the special need during fiscal year
35 31 2012=2013.
35 32 Sec. _____. MI/MR/DD STATE CASES.
35 33 1. There is appropriated from the general fund of
35 34 the state to the department of human services for the
35 35 fiscal year beginning July 1, 2012, and ending June 30,
35 36 2013, the following amount, or so much thereof as is
35 37 necessary, to be used for the purpose designated:
35 38 For distribution to counties for state case services
35 39 for persons with mental illness, mental retardation,
35 40 and developmental disabilities in accordance with
35 41 section 331.440:
35 42 \$ 12,169,482
35 43 2. For the fiscal year beginning July 1, 2012,
35 44 and ending June 30, 2013, \$200,000 is allocated for
35 45 state case services from the amounts appropriated from
35 46 the fund created in section 8.41 to the department
35 47 of human services from the funds received from the
35 48 federal government under 42 U.S.C. ch. 6A, subch. XVII,
35 49 relating to the community mental health center block
35 50 grant, for the federal fiscal years beginning October



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36 1 1, 2010, and ending September 30, 2011, beginning
36 2 October 1, 2011, and ending September 30, 2012, and
36 3 beginning October 1, 2012, and ending September 30,
36 4 2013. The allocation made in this subsection shall be
36 5 made prior to any other distribution allocation of the
36 6 appropriated federal funds.

36 7 3. Notwithstanding section 8.33, moneys
36 8 appropriated in this section that remain unencumbered
36 9 or unobligated at the close of the fiscal year shall
36 10 not revert but shall remain available for expenditure
36 11 for the purposes designated until the close of the
36 12 succeeding fiscal year.

36 13 Sec. _____. MENTAL HEALTH AND DEVELOPMENTAL
36 14 DISABILITIES ==== COMMUNITY SERVICES FUND. There is
36 15 appropriated from the general fund of the state to the
36 16 mental health and developmental disabilities community
36 17 services fund created in section 225C.7 for the fiscal
36 18 year beginning July 1, 2012, and ending June 30,
36 19 2013, the following amount, or so much thereof as is
36 20 necessary, to be used for the purpose designated:
36 21 For mental health and developmental disabilities
36 22 community services in accordance with this division of
36 23 this Act:

36 24 \$ 14,211,100

36 25 1. Of the funds appropriated in this section,
36 26 \$14,187,556 shall be allocated to counties for funding
36 27 of community-based mental health and developmental
36 28 disabilities services. The moneys shall be allocated
36 29 to a county as follows:

36 30 a. Fifty percent based upon the county's proportion
36 31 of the state's population of persons with an annual
36 32 income which is equal to or less than the poverty
36 33 guideline established by the federal office of
36 34 management and budget.

36 35 b. Fifty percent based upon the county's proportion
36 36 of the state's general population.

36 37 2. a. A county shall utilize the funding the
36 38 county receives pursuant to subsection 1 for services
36 39 provided to persons with a disability, as defined in
36 40 section 225C.2. However, no more than 50 percent of
36 41 the funding shall be used for services provided to any
36 42 one of the service populations.

36 43 b. A county shall use at least 50 percent of
36 44 the funding the county receives under subsection 1
36 45 for contemporary services provided to persons with
36 46 a disability, as described in rules adopted by the
36 47 department.

36 48 3. Of the funds appropriated in this section,
36 49 \$23,544 shall be used to support the Iowa compass
36 50 program providing computerized information and referral



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37 1 services for Iowans with disabilities and their
37 2 families.
37 3 4. a. Funding appropriated for purposes of the
37 4 federal social services block grant is allocated for
37 5 distribution to counties for local purchase of services
37 6 for persons with mental illness or mental retardation
37 7 or other developmental disability.
37 8 b. The funds allocated in this subsection shall be
37 9 expended by counties in accordance with the county's
37 10 county management plan approved by the board of
37 11 supervisors. A county without an approved county
37 12 management plan shall not receive allocated funds until
37 13 the county's management plan is approved.
37 14 c. The funds provided by this subsection shall be
37 15 allocated to each county as follows:
37 16 (1) Fifty percent based upon the county's
37 17 proportion of the state's population of persons with
37 18 an annual income which is equal to or less than the
37 19 poverty guideline established by the federal office of
37 20 management and budget.
37 21 (2) Fifty percent based upon the amount provided
37 22 to the county for local purchase of services in the
37 23 preceding fiscal year.
37 24 5. A county is eligible for funds under this
37 25 section if the county qualifies for a state payment as
37 26 described in section 331.439.
37 27 6. The most recent population estimates issued by
37 28 the United States bureau of the census shall be applied
37 29 for the population factors utilized in this section.
37 30 Sec. _____. SEXUALLY VIOLENT PREDATORS.
37 31 1. There is appropriated from the general fund of
37 32 the state to the department of human services for the
37 33 fiscal year beginning July 1, 2012, and ending June 30,
37 34 2013, the following amount, or so much thereof as is
37 35 necessary, to be used for the purpose designated:
37 36 For costs associated with the commitment and
37 37 treatment of sexually violent predators in the unit
37 38 located at the state mental health institute at
37 39 Cherokee, including costs of legal services and
37 40 other associated costs, including salaries, support,
37 41 maintenance, and miscellaneous purposes, and for not
37 42 more than the following full-time equivalent positions:
37 43 \$ 7,674,554
37 44 FTEs 89.50
37 45 2. Unless specifically prohibited by law, if the
37 46 amount charged provides for recoupment of at least
37 47 the entire amount of direct and indirect costs, the
37 48 department of human services may contract with other
37 49 states to provide care and treatment of persons placed
37 50 by the other states at the unit for sexually violent



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38 1 predators at Cherokee. The moneys received under such
38 2 a contract shall be considered to be repayment receipts
38 3 and used for the purposes of the appropriation made in
38 4 this section.

38 5 Sec. _____. FIELD OPERATIONS. There is appropriated
38 6 from the general fund of the state to the department of
38 7 human services for the fiscal year beginning July 1,
38 8 2012, and ending June 30, 2013, the following amount,
38 9 or so much thereof as is necessary, to be used for the
38 10 purposes designated:

38 11 For field operations, including salaries, support,
38 12 maintenance, and miscellaneous purposes, and for not
38 13 more than the following full-time equivalent positions:
38 14 \$ 55,339,921
38 15 FTEs 1,781.00

38 16 Priority in filling full-time equivalent positions
38 17 shall be given to those positions related to child
38 18 protection services and eligibility determination for
38 19 low-income families.

38 20 Sec. _____. GENERAL ADMINISTRATION. There is
38 21 appropriated from the general fund of the state to
38 22 the department of human services for the fiscal year
38 23 beginning July 1, 2012, and ending June 30, 2013, the
38 24 following amount, or so much thereof as is necessary,
38 25 to be used for the purpose designated:

38 26 For general administration, including salaries,
38 27 support, maintenance, and miscellaneous purposes, and
38 28 for not more than the following full-time equivalent
38 29 positions:
38 30 \$ 15,146,745
38 31 FTEs 285.00

38 32 1. Of the funds appropriated in this section,
38 33 \$38,543 allocated for the prevention of disabilities
38 34 policy council established in section 225B.3.

38 35 2. The department shall report at least monthly
38 36 to the legislative services agency concerning the
38 37 department's operational and program expenditures.

38 38 3. Of the funds appropriated in this section,
38 39 \$150,000 shall be used to continue the program to
38 40 provide technical assistance, support, and consultation
38 41 to providers of habilitation services and home and
38 42 community-based waiver services for adults with
38 43 disabilities under the medical assistance program.

38 44 4. Of the funds appropriated in this section,
38 45 \$200,000 shall be used to expand the provision of
38 46 nationally accredited and recognized internet-based
38 47 training to include mental health and disability
38 48 services providers.

38 49 Sec. _____. VOLUNTEERS. There is appropriated from
38 50 the general fund of the state to the department of



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39 1 human services for the fiscal year beginning July 1,
39 2 2012, and ending June 30, 2013, the following amount,
39 3 or so much thereof as is necessary, to be used for the
39 4 purpose designated:
39 5 For development and coordination of volunteer
39 6 services:
39 7 \$ 84,660
39 8 Sec. ____ . MEDICAL ASSISTANCE, STATE SUPPLEMENTARY
39 9 ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED
39 10 UNDER THE DEPARTMENT OF HUMAN SERVICES.
39 11 1. a. (1) For the fiscal year beginning July 1,
39 12 2012, the total state funding amount for the nursing
39 13 facility budget shall not exceed \$225,502,551.
39 14 (2) The department, in cooperation with nursing
39 15 facility representatives, shall review projections for
39 16 state funding expenditures for reimbursement of nursing
39 17 facilities on a quarterly basis and the department
39 18 shall determine if an adjustment to the medical
39 19 assistance reimbursement rate is necessary in order to
39 20 provide reimbursement within the state funding amount
39 21 for the fiscal year. Notwithstanding 2001 Iowa Acts,
39 22 chapter 192, section 4, subsection 2, paragraph "c",
39 23 and subsection 3, paragraph "a", subparagraph (2), if
39 24 the state funding expenditures for the nursing facility
39 25 budget for the fiscal year is projected to exceed the
39 26 amount specified in subparagraph (1), the department
39 27 shall adjust the reimbursement for nursing facilities
39 28 reimbursed under the case-mix reimbursement system to
39 29 maintain expenditures of the nursing facility budget
39 30 within the specified amount for the fiscal year.
39 31 (3) For the fiscal year beginning July 1, 2012,
39 32 special population nursing facilities shall be
39 33 reimbursed in accordance with the methodology in effect
39 34 on June 30, 2012.
39 35 b. For the fiscal year beginning July 1, 2012, the
39 36 department shall reimburse pharmacy dispensing fees
39 37 using a single rate of \$4.34 per prescription or the
39 38 pharmacy's usual and customary fee, whichever is lower.
39 39 c. (1) For the fiscal year beginning July 1, 2012,
39 40 reimbursement rates for outpatient hospital services
39 41 shall remain at the rates in effect on June 30, 2012.
39 42 (2) For the fiscal year beginning July 1, 2012,
39 43 reimbursement rates for inpatient hospital services
39 44 shall remain at the rates in effect on June 30, 2012.
39 45 (3) For the fiscal year beginning July 1, 2012, the
39 46 graduate medical education and disproportionate share
39 47 hospital fund shall remain at the amount in effect on
39 48 June 30, 2012.
39 49 (4) In order to ensure the efficient use of limited
39 50 state funds in procuring health care services for



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40 1 low-income Iowans, funds appropriated in this Act for
40 2 hospital services shall not be used for activities
40 3 which would be excluded from a determination of
40 4 reasonable costs under the federal Medicare program
40 5 pursuant to 42 U.S.C. { 1395X(v)(1)(N).
40 6 d. For the fiscal year beginning July 1, 2012,
40 7 reimbursement rates for rural health clinics, hospices,
40 8 and acute mental hospitals shall be increased in
40 9 accordance with increases under the federal Medicare
40 10 program or as supported by their Medicare audited
40 11 costs.
40 12 e. For the fiscal year beginning July 1, 2012,
40 13 independent laboratories and rehabilitation agencies
40 14 shall be reimbursed using the same methodology in
40 15 effect on June 30, 2012.
40 16 f. For the fiscal year beginning July 1, 2012,
40 17 reimbursement rates for home health agencies shall
40 18 remain at the rates in effect on June 30, 2012, not to
40 19 exceed a home health agency's actual allowable cost.
40 20 g. For the fiscal year beginning July 1, 2012,
40 21 federally qualified health centers shall receive
40 22 cost-based reimbursement for 100 percent of the
40 23 reasonable costs for the provision of services to
40 24 recipients of medical assistance.
40 25 h. For the fiscal year beginning July 1, 2012, the
40 26 reimbursement rates for dental services shall remain at
40 27 the rates in effect on June 30, 2012.
40 28 i. For the fiscal year beginning July 1, 2012,
40 29 state-owned psychiatric medical institutions for
40 30 children shall be reimbursed in accordance with section
40 31 249A.31.
40 32 j. For the fiscal year beginning July 1,
40 33 2012, unless otherwise specified in this Act,
40 34 all noninstitutional medical assistance provider
40 35 reimbursement rates shall remain at the rates in effect
40 36 on June 30, 2012, except for area education agencies,
40 37 local education agencies, infant and toddler services
40 38 providers, and those providers whose rates are required
40 39 to be determined pursuant to section 249A.20.
40 40 k. Notwithstanding any provision to the contrary,
40 41 for the fiscal year beginning July 1, 2012, the
40 42 reimbursement rate for anesthesiologists shall remain
40 43 at the rate in effect on June 30, 2012.
40 44 l. Notwithstanding section 249A.20, for the fiscal
40 45 year beginning July 1, 2012, the average reimbursement
40 46 rate for health care providers eligible for use of the
40 47 federal Medicare resource-based relative value scale
40 48 reimbursement methodology under that section shall
40 49 remain at the rate in effect on June 30, 2012; however,
40 50 this rate shall not exceed the maximum level authorized



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41 1 by the federal government.
41 2 m. For the fiscal year beginning July 1, 2012, the
41 3 reimbursement rate for residential care facilities
41 4 shall not be less than the minimum payment level as
41 5 established by the federal government to meet the
41 6 federally mandated maintenance of effort requirement.
41 7 The flat reimbursement rate for facilities electing not
41 8 to file annual cost reports shall not be less than the
41 9 minimum payment level as established by the federal
41 10 government to meet the federally mandated maintenance
41 11 of effort requirement.
41 12 n. For the fiscal year beginning July 1, 2012,
41 13 inpatient mental health services provided at hospitals
41 14 shall remain at the rates in effect on June 30, 2012,
41 15 subject to Medicaid program upper payment limit rules;
41 16 community mental health centers and providers of mental
41 17 health services to county residents pursuant to a
41 18 waiver approved under section 225C.7, subsection 3,
41 19 shall be reimbursed at 100 percent of the reasonable
41 20 costs for the provision of services to recipients
41 21 of medical assistance; and psychiatrists shall be
41 22 reimbursed at the medical assistance program fee for
41 23 service rate.
41 24 o. For the fiscal year beginning July 1, 2012, the
41 25 reimbursement rate for consumer-directed attendant care
41 26 shall remain at the rates in effect on June 30, 2012.
41 27 p. For the fiscal year beginning July 1, 2012, the
41 28 reimbursement rate for providers of family planning
41 29 services that are eligible to receive a 90 percent
41 30 federal match shall remain at the rates in effect on
41 31 June 30, 2012.
41 32 2. For the fiscal year beginning July 1, 2012, the
41 33 reimbursement rate for providers reimbursed under the
41 34 in-home-related care program shall not be less than the
41 35 minimum payment level as established by the federal
41 36 government to meet the federally mandated maintenance
41 37 of effort requirement.
41 38 3. Unless otherwise directed in this section, when
41 39 the department's reimbursement methodology for any
41 40 provider reimbursed in accordance with this section
41 41 includes an inflation factor, this factor shall not
41 42 exceed the amount by which the consumer price index for
41 43 all urban consumers increased during the calendar year
41 44 ending December 31, 2002.
41 45 4. For the fiscal year beginning July 1, 2012,
41 46 notwithstanding section 234.38, the foster family basic
41 47 daily maintenance rate and the maximum adoption subsidy
41 48 rate for children ages 0 through 5 years shall be
41 49 \$15.74, the rate for children ages 6 through 11 years
41 50 shall be \$16.37, the rate for children ages 12 through



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42 1 15 years shall be \$17.92, and the rate for children
42 2 and young adults ages 16 and older shall be \$18.16.
42 3 The maximum supervised apartment living foster care
42 4 reimbursement rate shall be \$25.00 per day. For youth
42 5 ages 18 to 21 who have exited foster care, the maximum
42 6 preparation for adult living program maintenance rate
42 7 shall be \$574.00 per month. The maximum payment for
42 8 adoption subsidy nonrecurring expenses shall be limited
42 9 to \$500 and the disallowance of additional amounts
42 10 for court costs and other related legal expenses
42 11 implemented pursuant to 2010 Iowa Acts, chapter 1031,
42 12 section 408 shall be continued.

42 13 5. For the fiscal year beginning July 1, 2012,
42 14 the maximum reimbursement rates under the supervised
42 15 apartment living program and for social services
42 16 providers under contract shall remain at the rates
42 17 in effect on June 30, 2012, or the provider's actual
42 18 and allowable cost plus inflation for each service,
42 19 whichever is less. However, if a new service or
42 20 service provider is added after June 30, 2012, the
42 21 initial reimbursement rate for the service or provider
42 22 shall be based upon actual and allowable costs.
42 23 Providers may also be eligible for an additional
42 24 amount as specified under the department's request for
42 25 proposal, bid number ACFS=11=115.

42 26 6. For the fiscal year beginning July 1, 2012,
42 27 the reimbursement rates for family=centered service
42 28 providers, family foster care service providers, group
42 29 foster care service providers, and the resource family
42 30 recruitment and retention contractor shall remain at
42 31 the rates in effect on June 30, 2012.

42 32 7. The group foster care reimbursement rates
42 33 paid for placement of children out of state shall
42 34 be calculated according to the same rate=setting
42 35 principles as those used for in=state providers,
42 36 unless the director of human services or the director's
42 37 designee determines that appropriate care cannot be
42 38 provided within the state. The payment of the daily
42 39 rate shall be based on the number of days in the
42 40 calendar month in which service is provided.

42 41 8. a. For the fiscal year beginning July 1, 2012,
42 42 the reimbursement rate paid for shelter care and
42 43 the child welfare emergency services implemented to
42 44 provide or prevent the need for shelter care shall be
42 45 established in a contract based on the requirements
42 46 of the department's request for proposal, bid number
42 47 ACFS=11=114.

42 48 b. For the fiscal year beginning July 1, 2012,
42 49 the combined service and maintenance components of
42 50 the reimbursement rate paid for shelter care services



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43 1 shall be based on the financial and statistical report
43 2 submitted to the department. The maximum reimbursement
43 3 rate shall be \$92.36 per day. The department shall
43 4 reimburse a shelter care provider at the provider's
43 5 actual and allowable unit cost, plus inflation, not to
43 6 exceed the maximum reimbursement rate.

43 7 c. Notwithstanding section 232.141, subsection 8,
43 8 for the fiscal year beginning July 1, 2012, the amount
43 9 of the statewide average of the actual and allowable
43 10 rates for reimbursement of juvenile shelter care homes
43 11 that is utilized for the limitation on recovery of
43 12 unpaid costs shall remain at the amount in effect for
43 13 this purpose in the fiscal year beginning July 1, 2011.

43 14 9. For the fiscal year beginning July 1, 2012, the
43 15 department shall calculate reimbursement rates for
43 16 intermediate care facilities for persons with mental
43 17 retardation at the 80th percentile. Beginning July 1,
43 18 2012, the rate calculation methodology shall utilize
43 19 the consumer price index inflation factor applicable to
43 20 the fiscal year beginning July 1, 2012.

43 21 10. For the fiscal year beginning July 1, 2012,
43 22 for child care providers reimbursed under the state
43 23 child care assistance program, the department shall
43 24 set provider reimbursement rates based on the rate
43 25 reimbursement survey completed in December 2004.
43 26 Effective July 1, 2012, the child care provider
43 27 reimbursement rates shall remain at the rates in effect
43 28 on June 30, 2012. The department shall set rates in a
43 29 manner so as to provide incentives for a nonregistered
43 30 provider to become registered by applying the increase
43 31 only to registered and licensed providers.

43 32 11. The department may adopt emergency rules to
43 33 implement this section.

43 34 Sec. _____. EMERGENCY RULES.

43 35 1. If specifically authorized by a provision of
43 36 this division of this Act, the department of human
43 37 services or the mental health, and disability services
43 38 commission may adopt administrative rules under section
43 39 17A.4, subsection 3, and section 17A.5, subsection
43 40 2, paragraph "b", to implement the provisions and
43 41 the rules shall become effective immediately upon
43 42 filing or on a later effective date specified in the
43 43 rules, unless the effective date is delayed by the
43 44 administrative rules review committee. Any rules
43 45 adopted in accordance with this section shall not
43 46 take effect before the rules are reviewed by the
43 47 administrative rules review committee. The delay
43 48 authority provided to the administrative rules review
43 49 committee under section 17A.4, subsection 7, and
43 50 section 17A.8, subsection 9, shall be applicable to a



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44 1 delay imposed under this section, notwithstanding a
44 2 provision in those sections making them inapplicable
44 3 to section 17A.5, subsection 2, paragraph "b". Any
44 4 rules adopted in accordance with the provisions of this
44 5 section shall also be published as notice of intended
44 6 action as provided in section 17A.4.

44 7 2. If during the fiscal year beginning July 1,
44 8 2012, the department of human services is adopting
44 9 rules in accordance with this section or as otherwise
44 10 directed or authorized by state law, and the rules will
44 11 result in an expenditure increase beyond the amount
44 12 anticipated in the budget process or if the expenditure
44 13 was not addressed in the budget process for the
44 14 fiscal year, the department shall notify the persons
44 15 designated by this division of this Act for submission
44 16 of reports, the chairpersons and ranking members of
44 17 the committees on appropriations, and the department
44 18 of management concerning the rules and the expenditure
44 19 increase. The notification shall be provided at least
44 20 30 calendar days prior to the date notice of the rules
44 21 is submitted to the administrative rules coordinator
44 22 and the administrative code editor.

44 23 Sec. _____. REPORTS. Any reports or information
44 24 required to be compiled and submitted under this Act
44 25 shall be submitted to the chairpersons and ranking
44 26 members of the joint appropriations subcommittee on
44 27 health and human services, the legislative services
44 28 agency, and the legislative caucus staffs on or before
44 29 the dates specified for submission of the reports or
44 30 information.

44 31 Sec. _____. EFFECTIVE DATE. The following provision
44 32 of this division of this Act, being deemed of immediate
44 33 importance, take effect upon enactment:

44 34 The provision under the appropriation for child and
44 35 family services, relating to requirements of section
44 36 232.143 for representatives of the department of human
44 37 services and juvenile court services to establish a
44 38 plan for continuing group foster care expenditures for
44 39 fiscal year 2012=2013.

44 40 DIVISION ____
44 41 PHARMACEUTICAL SETTLEMENT ACCOUNT,
44 42 IOWACARE ACCOUNT, HEALTH CARE
44 43 TRANSFORMATION ACCOUNT, MEDICAID FRAUD ACCOUNT,
44 44 QUALITY ASSURANCE TRUST FUND,
44 45 AND HOSPITAL HEALTH CARE ACCESS TRUST FUND ==== FY
44 46 2012=2013

44 47 Sec. _____. PHARMACEUTICAL SETTLEMENT ACCOUNT. There
44 48 is appropriated from the pharmaceutical settlement
44 49 account created in section 249A.33 to the department of
44 50 human services for the fiscal year beginning July 1,



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45 1 2012, and ending June 30, 2013, the following amount,
45 2 or so much thereof as is necessary, to be used for the
45 3 purpose designated:
45 4 Notwithstanding any provision of law to the
45 5 contrary, to supplement the appropriations made in this
45 6 Act for medical contracts under the medical assistance
45 7 program:
45 8 \$ 5,433,613
45 9 Sec. _____. APPROPRIATIONS FROM IOWACARE ACCOUNT.
45 10 1. There is appropriated from the IowaCare account
45 11 created in section 249J.24 to the state board of
45 12 regents for distribution to the university of Iowa
45 13 hospitals and clinics for the fiscal year beginning
45 14 July 1, 2012, and ending June 30, 2013, the following
45 15 amount, or so much thereof as is necessary, to be used
45 16 for the purposes designated:
45 17 For salaries, support, maintenance, equipment, and
45 18 miscellaneous purposes, for the provision of medical
45 19 and surgical treatment of indigent patients, for
45 20 provision of services to members of the expansion
45 21 population pursuant to chapter 249J, and for medical
45 22 education:
45 23 \$ 27,284,584
45 24 a. Funds appropriated in this subsection shall
45 25 not be used to perform abortions except medically
45 26 necessary abortions, and shall not be used to operate
45 27 the early termination of pregnancy clinic except for
45 28 the performance of medically necessary abortions. For
45 29 the purpose of this subsection, medically necessary
45 30 abortions are those performed under any of the
45 31 following conditions:
45 32 (1) The attending physician certifies that
45 33 continuing the pregnancy would endanger the life of the
45 34 pregnant woman.
45 35 (2) Any spontaneous abortion, commonly known as a
45 36 miscarriage, if not all of the products of conception
45 37 are expelled.
45 38 b. Notwithstanding any provision of law to the
45 39 contrary, the amount appropriated in this subsection
45 40 shall be distributed based on claims submitted,
45 41 adjudicated, and paid by the Iowa Medicaid enterprise.
45 42 c. The university of Iowa hospitals and clinics
45 43 shall certify public expenditures in an amount equal
45 44 to provide the nonfederal share on total expenditures
45 45 not to exceed \$20,000,000.
45 46 2. There is appropriated from the IowaCare account
45 47 created in section 249J.24 to the state board of
45 48 regents for distribution to the university of Iowa
45 49 hospitals and clinics for the fiscal year beginning
45 50 July 1, 2012, and ending June 30, 2013, the following



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46 1 amount, or so much thereof as is necessary, to be used
46 2 for the purposes designated:
46 3 For salaries, support, maintenance, equipment, and
46 4 miscellaneous purposes, for the provision of medical
46 5 and surgical treatment of indigent patients, for
46 6 provision of services to members of the expansion
46 7 population pursuant to chapter 249J, and for medical
46 8 education:
46 9 \$ 54,226,279
46 10 Notwithstanding any provision of law to the
46 11 contrary, the amount appropriated in this subsection
46 12 shall be distributed based on claims submitted,
46 13 adjudicated, and paid by the Iowa Medicaid enterprise.
46 14 3. There is appropriated from the IowaCare account
46 15 created in section 249J.24, to the state board
46 16 of regents for distribution to university of Iowa
46 17 physicians for the fiscal year beginning July 1, 2012,
46 18 and ending June 30, 2013, the following amount, or
46 19 so much thereof as is necessary to be used for the
46 20 purposes designated:
46 21 For salaries, support, maintenance, equipment, and
46 22 miscellaneous purposes for the provision of medical and
46 23 surgical treatment of indigent patients, for provision
46 24 of services to members of the expansion population
46 25 pursuant to chapter 249J, and for medical education:
46 26 \$ 14,000,000
46 27 Notwithstanding any provision of law to the
46 28 contrary, the amount appropriated in this subsection
46 29 shall be distributed based on claims submitted,
46 30 adjudicated, and paid by the Iowa Medicaid enterprise.
46 31 Once the entire amount appropriated in this subsection
46 32 has been distributed, claims shall continue to
46 33 be submitted and adjudicated by the Iowa Medicaid
46 34 enterprise; however, no payment shall be made based
46 35 upon such claims.
46 36 4. There is appropriated from the IowaCare account
46 37 created in section 249J.24 to the department of human
46 38 services for the fiscal year beginning July 1, 2012,
46 39 and ending June 30, 2013, the following amount, or
46 40 so much thereof as is necessary, to be used for the
46 41 purposes designated:
46 42 For distribution to a publicly owned acute care
46 43 teaching hospital located in a county with a population
46 44 over 350,000 for the provision of medical and surgical
46 45 treatment of indigent patients, for provision of
46 46 services to members of the expansion population
46 47 pursuant to chapter 249J, and for medical education:
46 48 \$ 51,500,000
46 49 a. Notwithstanding any provision of law to the
46 50 contrary, the amount appropriated in this subsection



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47 1 shall be distributed based on claims submitted,
47 2 adjudicated, and paid by the Iowa Medicaid enterprise
47 3 plus a monthly disproportionate share hospital payment.
47 4 Any amount appropriated in this subsection in excess
47 5 of \$48,500,000 shall be distributed only if the sum of
47 6 the expansion population claims adjudicated and paid
47 7 by the Iowa Medicaid enterprise plus the estimated
47 8 disproportionate share hospital payments exceeds
47 9 \$48,500,000. The amount paid in excess of \$48,500,000
47 10 shall not adjust the original monthly payment amount
47 11 but shall be distributed monthly based on actual claims
47 12 adjudicated and paid by the Iowa Medicaid enterprise
47 13 plus the estimated disproportionate share hospital
47 14 amount. Any amount appropriated in this subsection
47 15 in excess of \$48,500,000 shall be allocated only
47 16 if federal funds are available to match the amount
47 17 allocated.

47 18 b. Notwithstanding the total amount of proceeds
47 19 distributed pursuant to section 249J.24, subsection 6,
47 20 paragraph "a", unnumbered paragraph 1, for the fiscal
47 21 year beginning July 1, 2012, and ending June 30, 2013,
47 22 the county treasurer of a county with a population
47 23 of over 350,000 in which a publicly owned acute care
47 24 teaching hospital is located shall distribute the
47 25 proceeds collected pursuant to section 347.7 in a
47 26 total amount of \$38,000,000, which would otherwise be
47 27 distributed to the county hospital, to the treasurer of
47 28 state for deposit in the IowaCare account.

47 29 c. (1) Notwithstanding the amount collected
47 30 and distributed for deposit in the IowaCare account
47 31 pursuant to section 249J.24, subsection 6, paragraph
47 32 "a", subparagraph (1), the first \$19,000,000 in
47 33 proceeds collected pursuant to section 347.7 between
47 34 July 1, 2012, and December 31, 2012, shall be
47 35 distributed to the treasurer of state for deposit in
47 36 the IowaCare account and collections during this time
47 37 period in excess of \$19,000,000 shall be distributed
47 38 to the acute care teaching hospital identified in this
47 39 subsection.

47 40 (2) Notwithstanding the amount collected and
47 41 distributed for deposit in the IowaCare account
47 42 pursuant to section 249J.24, subsection 6, paragraph
47 43 "a", subparagraph (2), the first \$19,000,000 in
47 44 collections pursuant to section 347.7 between January
47 45 1, 2013, and June 30, 2013, shall be distributed to the
47 46 treasurer of state for deposit in the IowaCare account
47 47 and collections during this time period in excess of
47 48 \$19,000,000 shall be distributed to the acute care
47 49 teaching hospital identified in this subsection.

47 50 5. There is appropriated from the IowaCare account



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48 1 created in section 249J.24 to the department of human
48 2 services for the fiscal year beginning July 1, 2012,
48 3 and ending June 30, 2013, the following amount, or so
48 4 much thereof as is necessary to be used for the purpose
48 5 designated:
48 6 For payment to the regional provider network
48 7 specified by the department pursuant to section 249J.7
48 8 for provision of covered services to members of the
48 9 expansion population pursuant to chapter 249J:
48 10 \$ 6,000,000
48 11 Notwithstanding any provision of law to the
48 12 contrary, the amount appropriated in this subsection
48 13 shall be distributed based on claims submitted,
48 14 adjudicated, and paid by the Iowa Medicaid enterprise.
48 15 Once the entire amount appropriated in this subsection
48 16 has been distributed, claims shall continue to
48 17 be submitted and adjudicated by the Iowa Medicaid
48 18 enterprise; however, no payment shall be made based
48 19 upon such claims.
48 20 6. There is appropriated from the IowaCare account
48 21 created in section 249J.24 to the department of human
48 22 services for the fiscal year beginning July 1, 2012,
48 23 and ending June 30, 2013, the following amount, or
48 24 so much thereof as is necessary to be used for the
48 25 purposes designated:
48 26 For payment to nonparticipating providers for
48 27 covered services provided in accordance with section
48 28 249J.24A:
48 29 \$ 2,000,000
48 30 Sec. _____. APPROPRIATIONS FROM ACCOUNT FOR HEALTH
48 31 CARE TRANSFORMATION ==== DEPARTMENT OF HUMAN SERVICES.
48 32 Notwithstanding any provision to the contrary, there
48 33 is appropriated from the account for health care
48 34 transformation created in section 249J.23 to the
48 35 department of human services for the fiscal year
48 36 beginning July 1, 2012, and ending June 30, 2013, the
48 37 following amounts, or so much thereof as is necessary,
48 38 to be used for the purposes designated:
48 39 1. For the costs of medical examinations for the
48 40 expansion population pursuant to section 249J.6:
48 41 \$ 556,800
48 42 2. For the provision of an IowaCare nurse helpline
48 43 for the expansion population as provided in section
48 44 249J.6:
48 45 \$ 100,000
48 46 3. For other health promotion partnership
48 47 activities pursuant to section 249J.14:
48 48 \$ 600,000
48 49 4. For the costs related to audits, performance
48 50 evaluations, and studies required pursuant to chapter



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49 1 249J:
49 2 \$ 125,000
49 3 5. For administrative costs associated with chapter
49 4 249J:
49 5 \$ 1,132,412
49 6 6. For planning and development, in cooperation
49 7 with the department of public health, of a phased=in
49 8 program to provide a dental home for children in
49 9 accordance with section 249J.14:
49 10 \$ 1,000,000
49 11 7. For continuation of the establishment of the
49 12 tuition assistance for individuals serving individuals
49 13 with disabilities pilot program, as enacted in 2008
49 14 Iowa Acts, chapter 1187, section 130:
49 15 \$ 50,000
49 16 8. For medical contracts:
49 17 \$ 2,000,000
49 18 9. For payment to the publicly owned acute care
49 19 teaching hospital located in a county with a population
49 20 of over 350,000 that is a participating provider
49 21 pursuant to chapter 249J:
49 22 \$ 290,000
49 23 Disbursements under this subsection shall be made
49 24 monthly. The hospital shall submit a report following
49 25 the close of the fiscal year regarding use of the
49 26 funds appropriated in this subsection to the persons
49 27 specified in this Act to receive reports.
49 28 Notwithstanding section 8.39, subsection 1, without
49 29 the prior written consent and approval of the governor
49 30 and the director of the department of management, the
49 31 director of human services may transfer funds among
49 32 the appropriations made in this section as necessary
49 33 to carry out the purposes of the account for health
49 34 care transformation. The department shall report
49 35 any transfers made pursuant to this section to the
49 36 legislative services agency.
49 37 10. For the medical home system advisory council
49 38 established pursuant to section 135.159:
49 39 \$ 200,000
49 40 Sec. ____ MEDICAID FRAUD ACCOUNT ==== DEPARTMENT OF
49 41 INSPECTIONS AND APPEALS. There is appropriated from
49 42 the Medicaid fraud account created in section 249A.7
49 43 to the department of inspections and appeals for the
49 44 fiscal year beginning July 1, 2012, and ending June 30,
49 45 2013, the following amount, or so much thereof as is
49 46 necessary, to be used for the purposes designated:
49 47 For the inspection and certification of assisted
49 48 living programs and adult day care services, including
49 49 program administration and costs associated with
49 50 implementation:



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50 1 \$ 1,339,527
50 2 Sec. _____. MEDICAID FRAUD ACCOUNT ==== DEPARTMENT
50 3 OF HUMAN SERVICES. There is appropriated from the
50 4 Medicaid fraud account created in section 249A.7 to
50 5 the department of human services for the fiscal year
50 6 beginning July 1, 2012, and ending June 30, 2013, the
50 7 following amount, or so much thereof as is necessary,
50 8 to be used for the purposes designated:
50 9 To supplement the appropriation made in this Act
50 10 from the general fund of the state to the department of
50 11 human services for medical assistance:
50 12 \$ 2,000,000
50 13 Sec. _____. QUALITY ASSURANCE TRUST FUND ==== DEPARTMENT
50 14 OF HUMAN SERVICES. Notwithstanding
50 15 any provision to the contrary and subject to the
50 16 availability of funds, there is appropriated from the
50 17 quality assurance trust fund created in section 249L.4
50 18 to the department of human services for the fiscal year
50 19 beginning July 1, 2012, and ending June 30, 2013, the
50 20 following amounts, or so much thereof as is necessary
50 21 for the purposes designated:
50 22 To supplement the appropriation made in this Act
50 23 from the general fund of the state to the department of
50 24 human services for medical assistance:
50 25 \$ 29,000,000
50 26 Sec. _____. HOSPITAL HEALTH CARE ACCESS TRUST FUND
50 27 ==== DEPARTMENT OF HUMAN SERVICES. Notwithstanding
50 28 any provision to the contrary and subject to the
50 29 availability of funds, there is appropriated from
50 30 the hospital health care access trust fund created in
50 31 section 249M.4 to the department of human services for
50 32 the fiscal year beginning July 1, 2012, and ending June
50 33 30, 2013, the following amounts, or so much thereof as
50 34 is necessary, for the purposes designated:
50 35 1. To supplement the appropriation made in this Act
50 36 from the general fund of the state to the department of
50 37 human services for medical assistance:
50 38 \$ 39,223,800
50 39 2. For deposit in the nonparticipating provider
50 40 reimbursement fund created in section 249J.24A to be
50 41 used for the purposes of the fund:
50 42 \$ 776,200
50 43 Sec. _____. MEDICAL ASSISTANCE PROGRAM ==== NONREVERSION
50 44 FOR FY 2012=2013. Notwithstanding
50 45 section 8.33, if moneys appropriated for purposes of
50 46 the medical assistance program for the fiscal year
50 47 beginning July 1, 2012, and ending June 30, 2013, from
50 48 the general fund of the state, the Medicaid fraud
50 49 account, the quality assurance trust fund, and the
50 50 hospital health care access trust fund, are in excess



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51 1 of actual expenditures for the medical assistance
51 2 program and remain unencumbered or unobligated at the
51 3 close of the fiscal year, the excess moneys shall not
51 4 revert but shall remain available for expenditure for
51 5 the purposes of the medical assistance program until
51 6 the close of the succeeding fiscal year.

51 7 DIVISION ____
51 8 MH/MR/DD SERVICES ALLOWED GROWTH FUNDING FOR FISCAL
51 9 YEAR 2012=2013

51 10 Sec. _____. MENTAL HEALTH, MENTAL RETARDATION, AND
51 11 DEVELOPMENTAL DISABILITIES SERVICES PROPERTY TAX
51 12 RELIEF. Notwithstanding the standing appropriation
51 13 in section 426B.1, subsection 2, for the fiscal year
51 14 beginning July 1, 2012, and ending June 30, 2013,
51 15 the amount appropriated from the general fund of the
51 16 state pursuant to that provision shall not exceed the
51 17 following amount: \$
51 18 81,199,911

51 19 Sec. _____. ADULT MH/MR/DD SERVICES ALLOWED GROWTH
51 20 FUNDING ==== FY 2012=2013.

51 21 1. There is appropriated from the general fund of
51 22 the state to the department of human services for the
51 23 fiscal year beginning July 1, 2012, and ending June 30,
51 24 2013, the following amount, or so much thereof as is
51 25 necessary, to be used for the purpose designated:
51 26 For distribution to counties of the county mental
51 27 health, mental retardation, and developmental
51 28 disabilities allowed growth factor adjustment for
51 29 fiscal year 2012=2013 as provided in this section in
51 30 lieu of the allowed growth factor provisions of section
51 31 331.438, subsection 2, and section 331.439, subsection
51 32 3, and chapter 426B:
51 33 \$ 48,697,893

51 34 2. Of the amount appropriated in this section,
51 35 \$12,000,000 shall be distributed as provided in this
51 36 subsection.

51 37 a. To be eligible to receive a distribution under
51 38 this subsection, a county must meet the following
51 39 requirements:

51 40 (1) The county is levying for the maximum amount
51 41 allowed for the county's mental health, mental
51 42 retardation, and developmental disabilities services
51 43 fund under section 331.424A for taxes due and payable
51 44 in the fiscal year beginning July 1, 2012, or the
51 45 county is levying for at least 90 percent of the
51 46 maximum amount allowed for the county's services fund
51 47 and that levy rate is more than \$2 per \$1,000 of the
51 48 assessed value of all taxable property in the county.

51 49 (2) In the fiscal year beginning July 1, 2010,
51 50 the county's mental health, mental retardation, and



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52 1 developmental disabilities services fund ending balance
52 2 under generally accepted accounting principles was
52 3 equal to or less than 15 percent of the county's actual
52 4 gross expenditures for that fiscal year.
52 5 b. The amount of a county's distribution from the
52 6 allocation made in this subsection shall be determined
52 7 based upon the county's proportion of the general
52 8 population of the counties eligible to receive a
52 9 distribution under this subsection. The most recent
52 10 population estimates issued by the United States
52 11 bureau of the census shall be applied in determining
52 12 population for the purposes of this paragraph.
52 13 c. The distributions made pursuant to this
52 14 subsection are subject to the distribution provisions
52 15 and withholding requirements established in this
52 16 section for the county mental health, mental
52 17 retardation, and developmental disabilities allowed
52 18 growth factor adjustment for the fiscal year beginning
52 19 July 1, 2012.
52 20 3. The following amount of the funding appropriated
52 21 in this section is the allowed growth factor adjustment
52 22 for fiscal year 2012=2013, and shall be credited to the
52 23 allowed growth funding pool created in the property tax
52 24 relief fund and for distribution in accordance with
52 25 section 426B.5, subsection 1:
52 26 \$ 36,697,893
52 27 4. The following formula amounts shall be utilized
52 28 only to calculate preliminary distribution amounts for
52 29 the allowed growth factor adjustment for fiscal year
52 30 2012=2013 under this section by applying the indicated
52 31 formula provisions to the formula amounts and producing
52 32 a preliminary distribution total for each county:
52 33 a. For calculation of a distribution amount for
52 34 eligible counties from the allowed growth funding pool
52 35 created in the property tax relief fund in accordance
52 36 with the requirements in section 426B.5, subsection 1:
52 37 \$ 49,773,346
52 38 b. For calculation of a distribution amount for
52 39 counties from the mental health and developmental
52 40 disabilities (MH/DD) community services fund
52 41 in accordance with the formula provided in the
52 42 appropriation made for the MH/DD community services
52 43 fund for the fiscal year beginning July 1, 2012:
52 44 \$ 14,187,556
52 45 5. a. After applying the applicable statutory
52 46 distribution formulas to the amounts indicated in
52 47 subsection 4 for purposes of producing preliminary
52 48 distribution totals, the department of human services
52 49 shall apply a withholding factor to adjust an eligible
52 50 individual county's preliminary distribution total.



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53 1 In order to be eligible for a distribution under
53 2 this section, a county must be levying 90 percent or
53 3 more of the maximum amount allowed for the county's
53 4 mental health, mental retardation, and developmental
53 5 disabilities services fund under section 331.424A for
53 6 taxes due and payable in the fiscal year for which the
53 7 distribution is payable.
53 8 b. An ending balance percentage for each county
53 9 shall be determined by expressing the county's ending
53 10 balance on a modified accrual basis under generally
53 11 accepted accounting principles for the fiscal year
53 12 beginning July 1, 2010, in the county's mental health,
53 13 mental retardation, and developmental disabilities
53 14 services fund created under section 331.424A, as a
53 15 percentage of the county's gross expenditures from that
53 16 fund for that fiscal year. If a county borrowed moneys
53 17 for purposes of providing services from the county's
53 18 services fund on or before July 1, 2010, and the
53 19 county's services fund ending balance for that fiscal
53 20 year includes the loan proceeds or an amount designated
53 21 in the county budget to service the loan for the
53 22 borrowed moneys, those amounts shall not be considered
53 23 to be part of the county's ending balance for purposes
53 24 of calculating an ending balance percentage under this
53 25 subsection.
53 26 c. For purposes of calculating withholding
53 27 factors and for ending balance amounts used for other
53 28 purposes under law, the county ending balances shall
53 29 be adjusted, using forms developed for this purpose
53 30 by the county finance committee, to disregard the
53 31 temporary funding increase provided to the counties
53 32 for the fiscal year through the federal American
53 33 Recovery and Reinvestment Act of 2009, Pub. L. No.
53 34 111=5. In addition, a county may adjust the ending
53 35 balance amount by rebating to the department all or
53 36 a portion of the allowed growth and MH/DD services
53 37 fund moneys the county received for the fiscal year
53 38 beginning July 1, 2011, in accordance with this Act, or
53 39 from any other services fund moneys available to the
53 40 county. The rebate must be remitted to the department
53 41 on or before June 1, 2012, in order to be counted.
53 42 The amount rebated by a county shall be subtracted
53 43 dollar=for=dollar from the county's ending balance
53 44 amount for the fiscal year beginning July 1, 2010, for
53 45 purposes of calculating the withholding factor and
53 46 for other ending balance purposes for the fiscal year
53 47 beginning July 1, 2012. The rebates received by the
53 48 department shall be credited to the property tax relief
53 49 fund and distributed as additional funding for the
53 50 fiscal year beginning July 1, 2012, in accordance with



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54 1 the formula provisions in this section.
54 2 d. The withholding factor for a county shall be the
54 3 following applicable percent:
54 4 (1) For an ending balance percentage of less than
54 5 5 percent, a withholding factor of 0 percent. In
54 6 addition, a county that is subject to this lettered
54 7 paragraph shall receive an inflation adjustment equal
54 8 to 3 percent of the gross expenditures reported for the
54 9 county's services fund for the fiscal year.
54 10 (2) For an ending balance percentage of 5 percent
54 11 or more but less than 10 percent, a withholding factor
54 12 of 0 percent. In addition, a county that is subject
54 13 to this lettered paragraph shall receive an inflation
54 14 adjustment equal to 2 percent of the gross expenditures
54 15 reported for the county's services fund for the fiscal
54 16 year.
54 17 (3) For an ending balance percentage of 10 percent
54 18 or more but less than 25 percent, a withholding factor
54 19 of 25 percent. However, for counties with an ending
54 20 balance of 10 percent or more but less than 15 percent,
54 21 the amount withheld shall be limited to the amount by
54 22 which the county's ending balance was in excess of the
54 23 ending balance percentage of 10 percent.
54 24 (4) For an ending balance percentage of 25 percent
54 25 or more, a withholding percentage of 100 percent.
54 26 6. The total withholding amounts applied pursuant
54 27 to subsection 5 shall be equal to a withholding target
54 28 amount of \$13,075,453. If the department of human
54 29 services determines that the amount appropriated
54 30 is insufficient or the amount to be withheld in
54 31 accordance with subsection 5 is not equal to the target
54 32 withholding amount, the department shall adjust the
54 33 withholding factors listed in subsection 5 as necessary
54 34 to achieve the target withholding amount. However, in
54 35 making such adjustments to the withholding factors,
54 36 the department shall strive to minimize changes to the
54 37 withholding factors for those ending balance percentage
54 38 ranges that are lower than others and shall only adjust
54 39 the zero withholding factor or the inflation adjustment
54 40 percentages specified in subsection 5, paragraph "d",
54 41 when the amount appropriated is insufficient.>
54 42 #10. By renumbering as necessary.

HEATON of Henry
HF649.2089 (17) 84
pf/jp



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PAG LIN

1 1 Amend House File 649 as follows:
1 2 #1. Page 1, line 21, by striking <a.>
1 3 #2. By striking page 1, line 30, through page 2,
1 4 line 1.
1 5 #3. By striking page 3, line 22, through page 6,
1 6 line 19, and inserting:
1 7 <b. Of the funds appropriated in this subsection,
1 8 \$20,249,360 shall be used for problem gambling and
1 9 substance abuse prevention, treatment, and recovery
1 10 services, including a 24-hour helpline, public
1 11 information resources, professional training, and
1 12 program evaluation.
1 13 (1) Of the funds allocated in this paragraph
1 14 "b", \$17,132,508 shall be used for substance abuse
1 15 prevention and treatment.
1 16 (a) Of the funds allocated in this subparagraph
1 17 (1), \$899,300 shall be used for the public purpose of
1 18 a grant program to provide substance abuse prevention
1 19 programming for children.
1 20 (i) Of the funds allocated in this subparagraph
1 21 division (a), \$427,539 shall be used for grant funding
1 22 for organizations that provide programming for
1 23 children by utilizing mentors. Programs approved for
1 24 such grants shall be certified or will be certified
1 25 within six months of receiving the grant award by the
1 26 Iowa commission on volunteer services as utilizing
1 27 the standards for effective practice for mentoring
1 28 programs.
1 29 (ii) Of the funds allocated in this subparagraph
1 30 division (a), \$426,839 shall be used for grant
1 31 funding for organizations that provide programming
1 32 that includes youth development and leadership. The
1 33 programs shall also be recognized as being programs
1 34 that are scientifically based with evidence of their
1 35 effectiveness in reducing substance abuse in children.
1 36 (iii) The department of public health shall utilize
1 37 a request for proposals process to implement the grant
1 38 program.
1 39 (iv) All grant recipients shall participate in a
1 40 program evaluation as a requirement for receiving grant
1 41 funds.
1 42 (v) Of the funds allocated in this subparagraph
1 43 subpart (a), up to \$44,922 may be used to administer
1 44 substance abuse prevention grants and for program
1 45 evaluations.
1 46 (b) Of the funds allocated in this subparagraph
1 47 (1), \$273,062 shall be used for culturally competent
1 48 substance abuse treatment pilot projects.
1 49 (i) The department shall utilize the amount
1 50 allocated in this subparagraph subpart (b) for at least



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2 1 three pilot projects to provide culturally competent
2 2 substance abuse treatment in various areas of the
2 3 state. Each pilot project shall target a particular
2 4 ethnic minority population. The populations targeted
2 5 shall include but are not limited to African American,
2 6 Asian, and Latino.
2 7 (ii) The pilot project requirements shall provide
2 8 for documentation or other means to ensure access
2 9 to the cultural competence approach used by a pilot
2 10 project so that such approach can be replicated and
2 11 improved upon in successor programs.
2 12 (2) Of the funds allocated in this paragraph "b",
2 13 up to \$3,116,852 may be used for problem gambling
2 14 prevention, treatment, and recovery services.
2 15 (a) Of the funds allocated in this subparagraph
2 16 (2), \$2,579,000 shall be used for problem gambling
2 17 prevention and treatment.
2 18 (b) Of the funds allocated in this subparagraph
2 19 (2), up to \$437,852 may be used for a 24-hour helpline,
2 20 public information resources, professional training,
2 21 and program evaluation.
2 22 (c) Of the funds allocated in this subparagraph
2 23 (2), up to \$100,000 may be used for the licensing of
2 24 problem gambling treatment programs.
2 25 (3) It is the intent of the general assembly that
2 26 from the moneys allocated in this paragraph "b",
2 27 persons with a dual diagnosis of substance abuse
2 28 and gambling addictions shall be given priority in
2 29 treatment services.
2 30 c. Notwithstanding any provision of law to the
2 31 contrary, to standardize the availability, delivery,
2 32 cost of delivery, and accountability of problem
2 33 gambling and substance abuse treatment services
2 34 statewide, the department shall continue implementation
2 35 of a process to create a system for delivery of
2 36 treatment services in accordance with the requirements
2 37 specified in 2008 Iowa Acts, chapter 1187, section
2 38 3, subsection 4. To ensure the system provides a
2 39 continuum of treatment services that best meets the
2 40 needs of Iowans, the problem gambling and substance
2 41 abuse treatment services in any area may be provided
2 42 either by a single agency or by separate agencies
2 43 submitting a joint proposal.
2 44 (1) The system for delivery of substance abuse
2 45 and problem gambling treatment shall include problem
2 46 gambling prevention by July 1, 2012. The department
2 47 shall submit a proposed legislative bill in accordance
2 48 with section 2.16, for consideration during the 2012
2 49 legislative session, addressing any statutory revisions
2 50 necessary for full implementation of the system.



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3 1 (2) The system for delivery of substance abuse and
3 2 problem gambling treatment shall include substance
3 3 abuse prevention by July 1, 2014.
3 4 (3) Of the funds allocated in paragraph "b", the
3 5 department may use up to \$100,000 for administrative
3 6 costs to continue developing and implementing the
3 7 process in accordance with this paragraph "c".
3 8 d. The requirement of section 123.53, subsection
3 9 5, is met by the appropriations and allocations made
3 10 in this Act for purposes of substance abuse treatment
3 11 and addictive disorders for the fiscal year beginning
3 12 July 1, 2011.
3 13 e. The department of public health shall work
3 14 with all other departments that fund substance
3 15 abuse prevention and treatment services and all
3 16 such departments shall, to the extent necessary,
3 17 collectively meet the state maintenance of effort
3 18 requirements for expenditures for substance abuse
3 19 services as required under the federal substance abuse
3 20 prevention and treatment block grant.
3 21 f. The department shall amend or otherwise
3 22 revise departmental policies and contract provisions
3 23 in order to eliminate free t-shirt distribution,
3 24 banner production, and other unnecessary promotional
3 25 expenditures.>
3 26 #4. Page 6, line 25, by striking <2,451,905> and
3 27 inserting <2,601,905>
3 28 #5. Page 6, line 28, by striking <639,318> and
3 29 inserting <739,318>
3 30 #6. Page 7, by striking lines 8 and 9 and inserting
3 31 <after the projects developed by the dental lifeline
3 32 network to provide dental services to>
3 33 #7. Page 7, after line 16 by inserting:
3 34 <f. Of the funds appropriated in this subsection,
3 35 \$50,000 shall be used for a matching dental education
3 36 loan repayment program in conjunction with the primary
3 37 care provider recruitment and retention endeavor
3 38 established in section 135.107. The department shall
3 39 work with a dental nonprofit health service corporation
3 40 to develop the criteria for the loan repayment
3 41 program.>
3 42 #8. Page 7, line 21, by striking <3,386,865> and
3 43 inserting <3,262,256>
3 44 #9. Page 8, line 8, by striking <770,791> and
3 45 inserting <755,791>
3 46 #10. Page 8, line 10, by striking <733,311> and
3 47 inserting <711,052>
3 48 #11. Page 8, line 18, by striking <134,560> and
3 49 inserting <126,450>
3 50 #12. Page 8, line 30, by striking <3,610,740> and



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4 1 inserting <3,677,659>
4 2 #13. Page 8, line 32, by striking <33,081> and
4 3 inserting <100,000>
4 4 #14. Page 9, line 1, by striking <118,981> and
4 5 inserting <111,308>
4 6 #15. Page 9, line 3, by striking <107,420> and
4 7 inserting <100,493>
4 8 #16. Page 9, line 21, by striking <113,605> and
4 9 inserting <106,279>
4 10 #17. Page 9, line 25, by striking <40,900> and
4 11 inserting <38,263>
4 12 #18. Page 11, line 32, by striking <575,631> and
4 13 inserting <544,377>
4 14 #19. Page 12, line 27, by striking <House File 457>
4 15 and inserting <House File 658 or successor legislation>
4 16 #20. Page 12, line 28, by striking <189,196> and
4 17 inserting <177,844>
4 18 #21. Page 12, line 31, by striking <House File 457>
4 19 and inserting <House File 658 or successor legislation>
4 20 #22. Page 15, by striking lines 10 through 19.
4 21 #23. Page 22, line 24, by striking <12,811,565> and
4 22 inserting <13,119,255>
4 23 #24. Page 23, line 15, after <2012.> by inserting
4 24 <Notwithstanding 441 IAC 100.8, providing for
4 25 termination of rules relating to the pilot projects,
4 26 the rules shall remain in effect until June 30, 2012.>
4 27 #25. Page 25, by striking lines 26 and 27 and
4 28 inserting <contracts to be used for clinical assessment
4 29 services and prior authorization of services.>
4 30 #26. Page 28, by striking lines 20 through 34.
4 31 #27. Page 30, by striking lines 6 through 8 and
4 32 inserting:
4 33 <For medical contracts:>
4 34 #28. Page 30, by striking line 10.
4 35 #29. Page 31, line 13, by striking <1.>
4 36 #30. Page 31, by striking lines 24 through 28.
4 37 #31. Page 32, by striking lines 21 through 24 and
4 38 inserting <system in accordance with section 237.30.
4 39 The amount of funding designated for meeting the
4 40 federal requirement to expend at least 4 percent of
4 41 the federal child care and development fund moneys on
4 42 activities to improve the quality of child care shall
4 43 be reduced by \$2,000,000 from the amount designated for
4 44 such activities in the prior fiscal year.>
4 45 #32. Page 34, line 10, by striking <125.00> and
4 46 inserting <114.00>
4 47 #33. Page 34, line 16, by striking <202.70> and
4 48 inserting <164.30>
4 49 #34. Page 34, after line 26 by inserting:
4 50 <4. For the fiscal year beginning July 1, 2011,



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5 1 notwithstanding section 232.52, subsection 2, and
5 2 section 907.3A, subsection 1, the court shall not order
5 3 the placement of a child at the Iowa juvenile home
5 4 or the state training school under section 232.52, if
5 5 that placement is not in accordance with the population
5 6 guidelines for the respective juvenile institution
5 7 established pursuant to section 233A.1 or 233B.1.>
5 8 #35. Page 41, line 3, by striking <36,697,591> and
5 9 inserting <34,897,591>
5 10 #36. Page 42, after line 2 by inserting:
5 11 <The department of human services shall work with
5 12 juvenile detention centers and other stakeholders to
5 13 review the current methodology for distribution of
5 14 moneys from the juvenile detention home fund, consider
5 15 alternative distribution methodologies, and report
5 16 findings and recommendations to the persons designated
5 17 by this division of this Act for the submission of
5 18 reports and to the division of criminal and juvenile
5 19 justice planning of the department of human rights by
5 20 December 15, 2011. It is the intent of the general
5 21 assembly to shift responsibility for administering
5 22 the fund from the department of human services to the
5 23 division of criminal and juvenile justice planning of
5 24 the department of human rights, effective with the
5 25 fiscal year beginning July 1, 2012.>
5 26 #37. Page 43, line 1, by striking <1.>
5 27 #38. Page 43, line 6, by striking <a.> and inserting
5 28 <1.>
5 29 #39. Page 43, line 10, by striking <177.83> and
5 30 inserting <168.50>
5 31 #40. Page 43, line 11, by striking <b.> and
5 32 inserting <2.>
5 33 #41. Page 43, line 15, by striking <99.20> and
5 34 inserting <86.10>
5 35 #42. Page 43, line 16, by striking <c.> and
5 36 inserting <3.>
5 37 #43. Page 43, line 20, by striking <248.00> and
5 38 inserting <233.00>
5 39 #44. Page 43, line 21, by striking <d.> and
5 40 inserting <4.>
5 41 #45. Page 43, line 26, by striking <97.72> and
5 42 inserting <91.72>
5 43 #46. By striking page 43, line 27, through page 44,
5 44 line 14.
5 45 #47. Page 48, line 18, by striking <89.00> and
5 46 inserting <89.50>
5 47 #48. Page 49, line 1, by striking <53,939,921> and
5 48 inserting <55,339,921>
5 49 #49. Page 49, line 2, by striking <1,702.00> and
5 50 inserting <1,781.00>



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6 1 #50. Page 49, line 15, by striking <282.00> and
6 2 inserting <285.00>
6 3 #51. Page 49, line 16, by striking <43,700> and
6 4 inserting <38,543>
6 5 #52. Page 49, line 22, by striking <150,000> and
6 6 inserting <132,300>
6 7 #53. Page 49, line 27, by striking <200,000> and
6 8 inserting <176,400>
6 9 #54. Page 49, before line 31 by inserting:
6 10 <____. Of the funds appropriated in this section,
6 11 \$500,000 shall be used for implementation of child
6 12 protection system improvements addressed in 2011 Iowa
6 13 Acts, House File 562, if enacted.>
6 14 #55. Page 50, line 8, by striking <224,835,691> and
6 15 inserting <225,502,551>
6 16 #56. Page 53, by striking lines 11 and 12 and
6 17 inserting <mental health services provided at hospitals
6 18 shall be rebased effective October 1, 2011, subject to
6 19 Medicaid>
6 20 #57. Page 54, line 14, after <month.> by inserting
6 21 <The maximum payment for adoption subsidy nonrecurring
6 22 expenses shall be limited to \$500 and the disallowance
6 23 of additional amounts for court costs and other related
6 24 legal expenses implemented pursuant to 2010 Iowa Acts,
6 25 chapter 1031, section 408 shall be continued.>
6 26 #58. Page 55, by striking lines 5 through 7.
6 27 #59. Page 56, by striking lines 10 through 19.
6 28 #60. Page 58, line 16, by striking <5,027,613> and
6 29 inserting <5,433,613>
6 30 #61. Page 59, line 14, by striking <46,000,000> and
6 31 inserting <20,000,000>
6 32 #62. Page 59, line 26, by striking <49,020,131> and
6 33 inserting <54,226,279>
6 34 #63. Page 60, line 7, by striking <24,000,000> and
6 35 inserting <14,000,000>
6 36 #64. Page 60, line 25, by striking <51,000,000> and
6 37 inserting <51,500,000>
6 38 #65. Page 60, line 31, by striking <48,000,000> and
6 39 inserting <48,500,000>
6 40 #66. Page 60, line 34, by striking <48,000,000> and
6 41 inserting <48,500,000>
6 42 #67. Page 60, line 35, by striking <48,000,000> and
6 43 inserting <48,500,000>
6 44 #68. Page 61, line 4, by striking <48,000,000> and
6 45 inserting <48,500,000>
6 46 #69. Page 63, after line 31 by inserting:
6 47 <10. For the medical home system advisory council
6 48 established pursuant to section 135.159:
6 49 \$ 200,000>
6 50 #70. Page 65, line 14, by striking <39,231,000> and



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7 1 inserting <39,223,800>
7 2 #71. Page 65, line 18, by striking <769,000> and
7 3 inserting <776,200>
7 4 #72. Page 68, line 19, by striking <49,772,936> and
7 5 inserting <49,773,346>
7 6 #73. Page 70, line 23, by striking <for a county
7 7 that is subject to this subparagraph,> and inserting
7 8 <for counties with an ending balance percentage of 10
7 9 percent or more but less than 15 percent,>
7 10 #74. Page 71, after line 26 by inserting:
7 11 <BEHAVIORAL HEALTH SERVICES
7 12 ACCOUNT == MEDICAL ASSISTANCE
7 13 Sec. _____. 2009 Iowa Acts, chapter 182, section 9,
7 14 subsection 16, paragraph b, as amended by 2010 Iowa
7 15 Acts, chapter 1192, section 63, is amended to read as
7 16 follows:
7 17 b. The department shall continue to maintain a
7 18 separate account within the medical assistance budget
7 19 for the deposit of all funds remitted pursuant to a
7 20 contract with a third party to administer behavioral
7 21 health services under the medical assistance program
7 22 established pursuant to 2008 Iowa Acts, chapter
7 23 1187, section 9, subsection 20. Notwithstanding
7 24 section 8.33, other than funds remaining from the
7 25 appropriation allocations made for implementation of
7 26 the emergency mental health crisis services and system,
7 27 for implementation of the mental health services
7 28 system for children and youth, and for training of
7 29 child welfare services providers in 2008 Iowa Acts,
7 30 chapter 1187, section 9, subsection 20, paragraph "c",
7 31 subparagraphs (1), (2), and (6), as authorized in 2009
7 32 Iowa Acts, chapter 182, section 72, funds remaining in
7 33 the account that remain unencumbered or unobligated
7 34 at the end of the fiscal year shall not revert but
7 35 shall remain available in succeeding fiscal years ~~and~~
~~7 36 are appropriated to the department to be used for the~~
~~7 37 medical assistance program to be used for purposes of~~
~~7 38 crisis stabilization and other mental and behavioral~~
~~7 39 health service improvements.~~
7 40 AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 ====
7 41 ALLOCATION FOR INFANT AND TODDLER CARE QUALITY
7 42 Sec. _____. 2009 Iowa Acts, chapter 183, section 62,
7 43 subsection 3, is amended to read as follows:
7 44 3. For the purposes of this subsection, "federal
7 45 poverty level" means the poverty level defined by
7 46 the most recently revised poverty income guidelines
7 47 published by the United States department of health and
7 48 human services. The program shall provide financial
7 49 assistance to families with infants and toddlers less
7 50 than thirty=six months of age ~~two~~ that have a family



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8 1 income of more than 145 percent but not more than 185
8 2 percent of the federal poverty level. However, the
8 3 department may adjust the qualifying criteria or the
8 4 financial assistance purpose provisions specified in
8 5 this subsection or make other changes as necessary for
8 6 implementation to conform with federal requirements
8 7 for the funding. Outcome reporting and other grant
8 8 requirements shall be developed by the department in
8 9 cooperation with the Iowa empowerment board.

8 10 Sec. _____. 2009 Iowa Acts, chapter 183, section
8 11 62, subsection 4, paragraph b, is amended to read as
8 12 follows:

8 13 b. For providing sliding scale subsidies for
8 14 qualifying families for child care provided to the
8 15 families' infants and toddlers by providers who
8 16 are accredited by the national association for the
8 17 education of young children or the national association
8 18 for family child care, or who have a rating at level 3
~~8 19 2~~ 2 or higher under the child care quality rating system
8 20 implemented pursuant to section 237A.30.>

8 21 #75. Page 73, line 5, after <savings.> by inserting
8 22 <These amounts may be transferred to the appropriation
8 23 made in this division of this Act for the health
8 24 insurance premium payment program.>

8 25 #76. Page 75, before line 24 by inserting:

8 26 <Sec. _____. ACCOUNTABLE CARE ORGANIZATION ==== PILOT.

8 27 1. a. If an entity applies for certification from
8 28 the secretary of the United States department of health
8 29 and human services prior to January 1, 2012, and is
8 30 subsequently certified to administer an accountable
8 31 care organization pilot project, pursuant to the
8 32 federal Patient Protection and Accountability Act, Pub.
8 33 L. No. 111=148, the department of human services shall
8 34 work with the entity to provide access to the complete
8 35 deidentified claims data of the medical assistance
8 36 recipients receiving health care services through the
8 37 pilot project for the purposes of identifying areas of
8 38 utilization, need, and potential cost savings to the
8 39 medical assistance program subject to all applicable
8 40 state and federal laws and regulations. The department
8 41 may also employ new payment models, information
8 42 technology, and data analytics provisions necessary to
8 43 the administration of the pilot project.

8 44 b. The department of human services shall work
8 45 with an entity to administer an accountable care
8 46 organization pilot project, only if the centers for
8 47 Medicare and Medicaid services of the United States
8 48 department of health and human services approves
8 49 participation of the medical assistance program in the
8 50 pilot project and the entity meets all of the following



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9 1 requirements:

9 2 (1) At a minimum, includes the participation of a
9 3 prospective payment system hospital, ten primary care
9 4 physicians, a home health care practice, a palliative
9 5 care services, a hospice service, and a community
9 6 mental health center, all of which agree to be paid
9 7 under a partial or global payment for identified
9 8 services.

9 9 (2) Requires all participating providers to utilize
9 10 electronic health records.

9 11 (3) Includes delivery of mental health services to
9 12 recipients of medical assistance through collaboration
9 13 with the regional community mental health center, a
9 14 federally qualified health center, and at least one
9 15 nursing facility as consistent with any other law
9 16 enacted by the Eighty-fourth general assembly, 2011
9 17 session, that redesigns the mental health delivery
9 18 system in the state.

9 19 c. The entity certified to implement the pilot
9 20 project shall report to the joint appropriations
9 21 subcommittee for health and human services during the
9 22 2012 legislative session detailing the progress and
9 23 expected outcomes of the pilot project.>

9 24 #77. Page 75, after line 29 by inserting:

9 25 <DIVISION ____
9 26 PREVENTION AND CHRONIC CARE MANAGEMENT

9 27 Sec. _____. Section 135.159, subsection 10, Code
9 28 2011, is amended to read as follows:

9 29 10. The department shall integrate the

9 30 recommendations and policies developed by the

~~9 31 prevention and chronic care management advisory~~

~~9 32 council pursuant to section 135.161, Code 2011, into~~

9 33 the medical home system and shall incorporate the

9 34 development and implementation of the state initiative

9 35 for prevention and chronic care management as developed

9 36 pursuant to section 135.161, Code 2011, into the duties

9 37 of the medical home system advisory council beginning

9 38 January 1, 2012.

9 39 Sec. _____. Section 135.162, subsections 1 and 3,
9 40 Code 2011, are amended to read as follows:

9 41 1. The director shall convene a clinicians advisory
9 42 panel to advise and recommend to the department

9 43 clinically appropriate, evidence-based best practices

9 44 regarding the implementation of the medical home as

9 45 defined in section 135.157 ~~and the prevention and~~

~~9 46 chronic care management initiative pursuant to section~~

~~9 47 135.161.~~ The director shall act as chairperson of the

9 48 advisory panel.

9 49 3. The clinicians advisory panel shall meet on a

9 50 quarterly basis to receive updates from the director



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House Amendment 1594 continued

10 1 regarding strategic planning and implementation
10 2 progress on the medical home and the prevention and
~~10 3 chronic care management initiative and shall provide~~
10 4 clinical consultation to the department regarding the
10 5 medical home and the initiative.
10 6 Sec. _____. Section 136.3, subsection 14, Code 2011,
10 7 is amended to read as follows:
10 8 14. Perform those duties authorized pursuant to
10 9 sections 135.156, and 135.159, and ~~135.161~~, and other
10 10 provisions of law.
10 11 Sec. _____. REPEAL. Section 135.161, Code 2011, is
10 12 repealed.
10 13 Sec. _____. EFFECTIVE DATE. This division of this
10 14 Act takes effect December 31, 2011.>
10 15 #78. Page 75, after line 31 by inserting:
10 16 <Sec. _____. Section 147.136, Code 2011, is amended
10 17 to read as follows:
10 18 147.136 Scope of recovery.
10 19 1. ~~In~~ Except as otherwise provided in subsection 2,
10 20 in an action for damages for personal injury against
10 21 a physician and surgeon, osteopathic physician and
10 22 surgeon, dentist, podiatric physician, optometrist,
10 23 pharmacist, chiropractor, or nurse licensed to
10 24 practice that profession in this state, or against a
10 25 hospital licensed for operation in this state, based
10 26 on the alleged negligence of the practitioner in the
10 27 practice of the profession or occupation, or upon the
10 28 alleged negligence of the hospital in patient care,
10 29 in which liability is admitted or established, the
10 30 damages awarded shall not include actual economic
10 31 losses incurred or to be incurred in the future
10 32 by the claimant by reason of the personal injury,
10 33 including but not limited to, the cost of reasonable
10 34 and necessary medical care, rehabilitation services,
10 35 and custodial care, and the loss of services and loss
10 36 of earned income, to the extent that those losses
10 37 are replaced or are indemnified by insurance, or by
10 38 governmental, employment, or service benefit programs
10 39 or from any other source ~~except the assets of the~~
~~10 40 claimant or of the members of the claimant's immediate~~
~~10 41 family.~~
10 42 2. This section shall not bar recovery of economic
10 43 losses replaced or indemnified by any of the following:
10 44 a. Benefits received under the medical assistance
10 45 program under chapter 249A.
10 46 b. The assets of the claimant or of the members of
10 47 the claimant's immediate family.>
10 48 #79. Page 76, after line 19 by inserting:
10 49 <Sec. _____. REPEAL. Section 135.27A, Code 2011, is
10 50 repealed December 31, 2011.>



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House Amendment 1594 continued

11 1 #80. By renumbering as necessary.

HEATON of Henry
HF649.2395 (1) 84
pf/jp



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House Amendment 1595

PAG LIN

1 1 Amend House File 649 as follows:

1 2 #1. Page 71, after line 16 by inserting:

1 3 <VIETNAM CONFLICT VETERANS

1 4 BONUS FUND

1 5 Sec. _____. 2008 Iowa Acts, chapter 1187, section
1 6 68, as amended by 2009 Iowa Acts, chapter 182, section
1 7 82, and 2010 Iowa Acts, chapter 1192, section 55, is
1 8 amended to read as follows:

1 9 Notwithstanding section 8.33, moneys appropriated in
1 10 this section that remain unencumbered or unobligated
1 11 at the close of the fiscal year shall not revert but
1 12 shall remain available for expenditure for the purposes
1 13 designated until the ~~close of the fiscal year beginning~~
~~1 14 July 1, 2010~~ repeal of section 35A.8A. Upon such
1 15 repeal, the remaining moneys shall be transferred to
1 16 the veterans trust fund and, notwithstanding section
1 17 35A.13, subsection 3, shall only be expended in
1 18 accordance with an appropriation for purposes of a
1 19 bonus enacted for veterans of the conflicts in Panama,
1 20 Grenada, or the Persian Gulf.>

1 21 #2. By renumbering as necessary.

CHAMBERS of O'Brien
HF649.2403 (2) 84
jp/pf



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House Amendment 1596

PAG LIN

1 1 Amend the amendment, H=1457, to Senate File 509,
1 2 as amended, passed, and reprinted by the Senate, as
1 3 follows:
1 4 #1. Page 2, after line 18 by inserting:
1 5 <DESIGNATED APPROPRIATIONS == LOCAL FOOD AND FARM
1 6 COORDINATOR
1 7 Sec. _____. APPROPRIATION ==== DEPARTMENT OF
1 8 AGRICULTURE AND LAND STEWARDSHIP ==== LOCAL FOOD AND FARM
1 9 PROGRAM COORDINATOR.
1 10 1. If 2011 Iowa Acts, Senate File 441, is enacted,
1 11 there is appropriated from the general fund of the
1 12 state to the department of agriculture and land
1 13 stewardship for the fiscal year beginning July 1, 2011,
1 14 and ending June 30, 2012, the following amount, or
1 15 so much thereof as is necessary, to be used for the
1 16 purposes designated:
1 17 For purposes of supporting a local food and farm
1 18 program coordinator as provided in 2011 Iowa Acts,
1 19 Senate File 441, for salaries, support, maintenance,
1 20 and miscellaneous purposes, and for not more than the
1 21 following full-time equivalent positions:
1 22 \$ 75,000
1 23 FTEs 1.00
1 24 2. The department shall enter into a cost-sharing
1 25 agreement with an accredited institution of higher
1 26 education located in Iowa to support the coordinator.
1 27 The coordinator shall be stationed at that state board
1 28 of regents institution as provided in 2011 Iowa Acts,
1 29 Senate File 441.>

ISENHART of Dubuque

WENTHE of Fayette

HANSON of Jefferson

KELLEY of Jasper

HAGER of Allamakee

HALL of Woodbury



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SWEENEY of Hardin

MUHLBAUER of Crawford

MOORE of Jackson

LOFGREN of Muscatine
H1457.2253 (4) 84
da/jp



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House File 673 - Introduced

HOUSE FILE
BY COMMITTEE ON WAYS AND
MEANS

(SUCCESSOR TO HSB 214)

A BILL FOR

1 An Act relating to assessment of telecommunications company
2 property for purposes of property taxation, and including
3 effective date and applicability provisions.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
TLSB 1543HV (1) 84
md/sc



Iowa General Assembly
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House File 673 - Introduced continued

PAG LIN

1 1 Section 1. Section 427A.1, subsection 1, paragraph h, Code
1 2 2011, is amended to read as follows:

1 3 h. Property assessed by the department of revenue pursuant
1 4 to sections 428.24 to 428.29, ~~or chapters 433,~~ chapter 433 if
1 5 such property was first assessed for taxation in this state
1 6 before January 1, 1996, or chapters 434, 437, 437A, and 438.

1 7 Sec. 2. Section 433.4, Code 2011, is amended to read as
1 8 follows:

1 9 433.4 Assessment.

1 10 1. The director of revenue shall on or before October 31
1 11 each year, proceed to find the actual value of the property
1 12 of these companies in this state, taking into consideration
1 13 the information obtained from the statements required, and any
1 14 further information the director can obtain, ~~using the same as~~
1 15 ~~a means for determining the actual cash value of the property~~
1 16 ~~of these companies within this state.~~

1 17 2. ~~The~~ For company property that was first assessed for
1 18 taxation in this state before January 1, 1996, the director
1 19 shall also take into consideration the information described
1 20 in subsection 1 and the valuation of all property of these
1 21 companies, including franchises and the use of the property
1 22 in connection with lines outside the state, and making these
1 23 deductions as may be necessary on account of extra value
1 24 of property outside the state as compared with the value
1 25 of property in the state, in order that the actual ~~cash~~
1 26 value of the property of the company within this state may
1 27 be ascertained. The assessment shall include all property
1 28 of every kind and character whatsoever, real, personal, or
1 29 mixed, used by the companies in the transaction of telegraph
1 30 and telephone business; and the property so included in the
1 31 assessment shall not be taxed in any other manner than as
1 32 provided in this chapter.

1 33 3. For company property that was first assessed for taxation
1 34 in this state on or after January 1, 1996, the director shall
1 35 determine the value of the property within this state as



Iowa General Assembly
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House File 673 - Introduced continued

2 1 follows:

2 2 a. For the assessment year beginning January 1, 2014, the
2 3 value of such property shall equal the sum of the following:

2 4 (1) Eighty percent of the property's value as determined in
2 5 the manner provided under subsection 2.

2 6 (2) Twenty percent of the property's value as determined in
2 7 the manner provided under paragraph "e".

2 8 b. For the assessment year beginning January 1, 2015, the
2 9 value of such property shall equal the sum of the following:

2 10 (1) Sixty percent of the property's value as determined in
2 11 the manner provided under subsection 2.

2 12 (2) Forty percent of the property's value as determined in
2 13 the manner provided under paragraph "e".

2 14 c. For the assessment year beginning January 1, 2016, the
2 15 value of such property shall equal the sum of the following:

2 16 (1) Forty percent of the property's value as determined in
2 17 the manner provided under subsection 2.

2 18 (2) Sixty percent of the property's value as determined in
2 19 the manner provided under paragraph "e".

2 20 d. For the assessment year beginning January 1, 2017, the
2 21 value of such property shall equal the sum of the following:

2 22 (1) Twenty percent of the property's value as determined in
2 23 the manner provided under subsection 2.

2 24 (2) Eighty percent of the property's value as determined in
2 25 the manner provided under paragraph "e".

2 26 e. For the assessment year beginning January 1, 2018,
2 27 and each assessment year thereafter, such property shall be

2 28 assessed in the same manner as all other property assessed
2 29 as commercial property by the local assessor under chapters

2 30 427, 427A, 427B, 428, and 441; provided that such property
2 31 that is not exempt under subsection 4 or other provision of

2 32 law shall be valued at an amount no greater than the cost
2 33 of such property, reduced by accounting depreciation and

2 34 by any appropriate adjustments for functional and economic
2 35 obsolescence, and in determining said values the director shall



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House File 673 - Introduced continued

3 1 not use any minimum amount or percentage of original cost as
3 2 the base or minimum value for any item or class of property,
3 3 regardless of whether the property is still in service.

3 4 4. Company property that was first assessed for taxation
3 5 in this state on or after January 1, 1996, shall not be
3 6 assessed and taxed as real property to the extent it consists
3 7 of cable, wire, conduit, vaults, switches, or other equipment
3 8 or fixtures used primarily to provide or facilitate the
3 9 electronic transmission, conveyance, or routing of voice,
3 10 data, audio, video, or any other information or signal to a
3 11 point, or between or among points, regardless of the content
3 12 or technology utilized and regardless of whether the property
3 13 would otherwise be considered attached to the real property.

3 14 Sec. 3. Section 476.1D, subsection 10, unnumbered paragraph
3 15 2, Code 2011, is amended by striking the unnumbered paragraph.

3 16 Sec. 4. EFFECTIVE UPON ENACTMENT AND APPLICABILITY.

3 17 1. Except as provided in subsection 2, this Act takes effect
3 18 July 1, 2013, and applies to assessment years beginning on or
3 19 after January 1, 2014.

3 20 2. The section of this Act amending section 476.1D takes
3 21 effect July 1, 2017, and applies to assessment years beginning
3 22 on or after January 1, 2018.

3 23 EXPLANATION

3 24 This bill relates to the manner in which telecommunications
3 25 company property is taxed.

3 26 The assessment provisions of Code section 433.4
3 27 currently provide that in ascertaining the actual value of
3 28 telecommunications company property the director of revenue
3 29 shall include all property of every kind and character
3 30 whatsoever, real, personal, or mixed, used by the company in
3 31 the transaction of telegraph and telephone business.

3 32 Under the bill, telecommunications company property that was
3 33 first assessed for taxation before January 1, 1996, continues
3 34 to be assessed in the manner provided under current Code
3 35 section 433.4. However, the bill modifies the Code section



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House File 673 - Introduced continued

4 1 to provide that the value of a company's property that was
4 2 first assessed for taxation on or after January 1, 1996, shall,
4 3 subject to specific restrictions and provisions in the bill, be
4 4 determined in the same manner as all other property assessed as
4 5 commercial property by the local assessor.

4 6 For the assessment year beginning January 1, 2014, and for
4 7 each assessment year through the assessment year beginning
4 8 January 1, 2017, the bill provides for the transition from
4 9 the current assessment methodology in Code section 433.4
4 10 to the new assessment methodology created in the bill for
4 11 telecommunications company property that was first assessed for
4 12 taxation on or after January 1, 1996. The bill then provides
4 13 that for the assessment year beginning January 1, 2018, and for
4 14 each assessment year thereafter, all of the telecommunication
4 15 company's property that was first assessed for taxation on or
4 16 after January 1, 1996, is assessed using the new assessment
4 17 methodology created in the bill.

4 18 Except for the section of the bill amending Code section
4 19 476.1D, the bill takes effect July 1, 2013, and applies to
4 20 assessment years beginning on or after January 1, 2014. The
4 21 section of the bill amending Code section 476.1D takes effect
4 22 July 1, 2017, and applies to assessment years beginning on or
4 23 after January 1, 2018.

LSB 1543HV (1) 84

md/sc



Iowa General Assembly
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House File 674 - Introduced

HOUSE FILE
BY COMMITTEE ON WAYS AND
MEANS

(SUCCESSOR TO HF 388)

A BILL FOR

1 An Act relating to the approval and use of increased local
2 sales and services tax revenues to fund urban renewal
3 projects and including effective date provisions.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
TLSB 2250HV (1) 84
md/sc



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House File 674 - Introduced continued

PAG LIN

1 1 Section 1. Section 423B.10, Code 2011, is amended by adding
1 2 the following new subsection:

1 3 NEW SUBSECTION. 7. An ordinance under this section
1 4 providing for the use of a designated amount of the increased
1 5 local sales and services tax revenue shall not be adopted or
1 6 amended on or after the effective date of this Act. However,
1 7 an ordinance adopted under this section may be repealed or
1 8 amended on or after the effective date of this Act to reduce
1 9 the amount of local sales and services tax revenue used or to
1 10 reduce the period of time during which such revenues are used.

1 11 Sec. 2. ORDINANCES ADOPTED PRIOR TO EFFECTIVE DATE. The
1 12 amount of the increased local sales and services taxes received
1 13 by a city as the result of an ordinance adopted prior to
1 14 the effective date of this Act under chapter 423B that have
1 15 been designated by a city by ordinance to fund urban renewal
1 16 projects pursuant to section 423B.10 shall be deposited in the
1 17 city's special fund created in section 403.19, subsection 2,
1 18 and shall be used to fund urban renewal projects located in an
1 19 urban renewal area.

1 20 Sec. 3. OBLIGATIONS OF CITIES. This Act shall not relieve,
1 21 impair, or otherwise alter the obligations of a city relating
1 22 to bonds issued pursuant to chapter 403 prior to the effective
1 23 date of this Act or contracts made prior to the effective date
1 24 of this Act in connection with an urban renewal project.

1 25 Sec. 4. EFFECTIVE UPON ENACTMENT. This Act, being deemed of
1 26 immediate importance, takes effect upon enactment.

1 27 EXPLANATION

1 28 This bill relates to the use of sales and services tax
1 29 revenues to fund urban renewal projects.

1 30 Current law allows an eligible city to provide by ordinance
1 31 for the use of a designated amount of the increased local sales
1 32 and services tax revenues attributable to retail establishments
1 33 in an urban renewal area to fund urban renewal projects located
1 34 in the area.

1 35 The bill provides that an ordinance under Code section



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House File 674 - Introduced continued

2 1 423B.10 designating an amount of increased local sales and
2 2 services tax revenue for urban renewal projects may not be
2 3 adopted or amended on or after the effective date of the bill.
2 4 The bill allows existing ordinances to be amended for certain
2 5 purposes or repealed on or after the effective date of the
2 6 bill.
2 7 The bill provides that any local sales and services taxes
2 8 received as the result of an ordinance adopted prior to the
2 9 effective date of the bill and designated for urban renewal
2 10 projects must be deposited in the city's special fund and used
2 11 to fund urban renewal projects.
2 12 The bill does not relieve, impair, or alter the obligations
2 13 of a city in regard to certain bonds or contracts.
2 14 The bill takes effect upon enactment.

LSB 2250HV (1) 84

md/sc



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Senate Amendment 3219

PAG LIN

1 1 Amend Senate Resolution 7 as follows:
1 2 #1. By striking page 1, line 1, through page 3, line
1 3 3, and inserting:
1 4 < A Resolution urging the nullification of rules
1 5 adopted by the United States Environmental Protection
1 6 Agency relating to national emissions standards for
1 7 hazardous air pollutants for reciprocating internal
1 8 combustion engines.
1 9 WHEREAS, the United States Environmental
1 10 Protection Agency in March 2000 finalized national
1 11 emissions standards for hazardous air pollutants for
1 12 reciprocating internal combustion engines which took
1 13 effect in May 2010; and
1 14 WHEREAS, the rules would have a devastating impact
1 15 on Iowa's municipal utilities due to the fact that the
1 16 municipal utilities collectively operate 287 diesel
1 17 electric generators with a combined nameplate capacity
1 18 of 548 megawatts; and
1 19 WHEREAS, these rules impact 67 utilities that serve
1 20 a total of 106,000 customers with an average of 1,560
1 21 customer meters per utility; and
1 22 WHEREAS, Iowa's municipal electric utilities
1 23 operate diesel generators both to be able to keep the
1 24 lights on when transmissions lines are downed by ice,
1 25 wind, floods, or other natural disasters or man-made
1 26 emergencies, and to meet the obligation to own or buy
1 27 reserve capacity; and
1 28 WHEREAS, the rules allow a municipal electric
1 29 utility to run diesel generators in an emergency, but
1 30 effectively take away the ability of a small community
1 31 to afford them by prohibiting the receipt of payment or
1 32 credit for reserve capacity; and
1 33 WHEREAS, the diesel generators run only a few hours
1 34 a year, with averages ranging from 14 to 46 hours
1 35 depending on power supply arrangements; and
1 36 WHEREAS, the application of the rules requires that
1 37 each of these engines either be retrofit, replaced,
1 38 or removed, resulting in huge cost increases to the
1 39 citizen owners of these utilities in the form of rate
1 40 increases and lost capacity; and
1 41 WHEREAS, the cost estimate if all 287 diesel
1 42 generators were to be retrofit for compliance over a
1 43 10-year period is \$36 million, which is an average cost
1 44 of \$34.14 per year per customer with costs as high
1 45 as \$203 per year per customer or more, and such cost
1 46 estimates would increase beyond this amount if diesel
1 47 generators are replaced or taken out of service; NOW
1 48 THEREFORE,
1 49 BE IT RESOLVED BY THE SENATE, That the United States
1 50 Environmental Protection Agency is urged to rescind



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Senate Amendment 3219 continued

2 1 the national emissions standards for hazardous air
2 2 pollutants for reciprocating internal combustion
2 3 engines; and
2 4 BE IT FURTHER RESOLVED, That Iowa's Congressional
2 5 delegation is urged to take action to nullify the
2 6 rules; and
2 7 BE IT FURTHER RESOLVED, That the Secretary of the
2 8 Senate shall forward a copy of this resolution to
2 9 the Administrator of the United States Environmental
2 10 Protection Agency and all members of Iowa's
2 11 Congressional delegation.>

JOHN P. KIBBIE

MERLIN BARTZ
SR7.2261 (2) 84
tm/nh



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Senate Amendment 3220

PAG LIN

1 1 Amend Senate File 511, as amended, passed, and
1 2 reprinted by the Senate, as follows:
1 3 #1. By striking everything after the enacting clause
1 4 and inserting:
1 5 <DIVISION i
1 6 FY 2011=2012
1 7 Section 1. JUDICIAL BRANCH.
1 8 1. There is appropriated from the general fund of
1 9 the state to the judicial branch for the fiscal year
1 10 beginning July 1, 2011, and ending June 30, 2012, the
1 11 following amount, or so much thereof as is necessary,
1 12 to be used for the purposes designated:
1 13 a. For salaries of supreme court justices,
1 14 appellate court judges, district court judges, district
1 15 associate judges, judicial magistrates and staff,
1 16 state court administrator, clerk of the supreme
1 17 court, district court administrators, clerks of the
1 18 district court, juvenile court officers, board of law
1 19 examiners and board of examiners of shorthand reporters
1 20 and judicial qualifications commission; receipt and
1 21 disbursement of child support payments; reimbursement
1 22 of the auditor of state for expenses incurred in
1 23 completing audits of the offices of the clerks of the
1 24 district court during the fiscal year beginning July
1 25 1, 2011; and maintenance, equipment, and miscellaneous
1 26 purposes:
1 27 \$154,111,822
1 28 b. For deposit in the revolving fund created
1 29 pursuant to section 602.1302, subsection 3, for jury
1 30 and witness fees, mileage, costs related to summoning
1 31 jurors, fees for interpreters, and reimbursement of
1 32 attorney fees paid by the state public defender:
1 33 \$ 2,300,000
1 34 2. The judicial branch, except for purposes of
1 35 internal processing, shall use the current state budget
1 36 system, the state payroll system, and the Iowa finance
1 37 and accounting system in administration of programs
1 38 and payments for services, and shall not duplicate the
1 39 state payroll, accounting, and budgeting systems.
1 40 3. The judicial branch shall submit monthly
1 41 financial statements to the legislative services
1 42 agency and the department of management containing
1 43 all appropriated accounts in the same manner as
1 44 provided in the monthly financial status reports and
1 45 personal services usage reports of the department
1 46 of administrative services. The monthly financial
1 47 statements shall include a comparison of the dollars
1 48 and percentage spent of budgeted versus actual revenues
1 49 and expenditures on a cumulative basis for full-time
1 50 equivalent positions and dollars.



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Senate Amendment 3220 continued

2 1 4. The judicial branch shall focus efforts upon the
2 2 collection of delinquent fines, penalties, court costs,
2 3 fees, surcharges, or similar amounts.

2 4 5. The judicial branch shall open the offices of
2 5 the clerk of the district court in all 99 counties
2 6 from 8:00 a.m. until 4:30 p.m. during each business
2 7 day the judicial branch is open for business in order
2 8 to address the relative needs of the citizens of each
2 9 county.

2 10 6. In addition to the requirements for transfers
2 11 under section 8.39, the judicial branch shall not
2 12 change the appropriations from the amounts appropriated
2 13 to the judicial branch in this Act, unless notice of
2 14 the revisions is given prior to their effective date
2 15 to the legislative services agency. The notice shall
2 16 include information on the branch's rationale for
2 17 making the changes and details concerning the workload
2 18 and performance measures upon which the changes are
2 19 based.

2 20 7. The judicial branch shall submit a semiannual
2 21 update to the legislative services agency specifying
2 22 the amounts of fines, surcharges, and court costs
2 23 collected using the Iowa court information system since
2 24 the last report. The judicial branch shall continue
2 25 to facilitate the sharing of vital sentencing and
2 26 other information with other state departments and
2 27 governmental agencies involved in the criminal justice
2 28 system through the Iowa court information system.

2 29 8. The judicial branch shall provide a report to
2 30 the general assembly by January 1, 2012, concerning
2 31 the amounts received and expended from the enhanced
2 32 court collections fund created in section 602.1304 and
2 33 the court technology and modernization fund created in
2 34 section 602.8108, subsection 7, during the fiscal year
2 35 beginning July 1, 2010, and ending June 30, 2011, and
2 36 the plans for expenditures from each fund during the
2 37 fiscal year beginning July 1, 2011, and ending June 30,
2 38 2012. A copy of the report shall be provided to the
2 39 legislative services agency.

2 40 9. The judicial branch is encouraged to purchase
2 41 products from Iowa state industries, as defined in
2 42 section 904.802, when purchases are required and the
2 43 products are available from Iowa state industries.
2 44 The judicial branch shall obtain bids from Iowa state
2 45 industries for purchases of office furniture during the
2 46 fiscal year beginning July 1, 2011, exceeding \$5,000.

2 47 Sec. 2. CIVIL TRIALS === LOCATION. Notwithstanding
2 48 any provision to the contrary, for the fiscal year
2 49 beginning July 1, 2011, and ending June 30, 2012, if
2 50 all parties in a case agree, a civil trial including a



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Senate Amendment 3220 continued

3 1 jury trial may take place in a county contiguous to the
3 2 county with proper jurisdiction, even if the contiguous
3 3 county is located in an adjacent judicial district or
3 4 judicial election district. If the trial is moved
3 5 pursuant to this section, court personnel shall treat
3 6 the case as if a change of venue occurred. However,
3 7 if a trial is moved to an adjacent judicial district
3 8 or judicial election district, the judicial officers
3 9 serving in the judicial district or judicial election
3 10 district receiving the case shall preside over the
3 11 case.

3 12 Sec. 3. TRAVEL REIMBURSEMENT. Notwithstanding
3 13 section 602.1509, for the fiscal year beginning July 1,
3 14 2011, a judicial officer may waive travel reimbursement
3 15 for any travel outside the judicial officer's county of
3 16 residence to conduct official judicial business.

3 17 Sec. 4. POSTING OF REPORTS IN ELECTRONIC FORMAT ====
3 18 LEGISLATIVE SERVICES AGENCY. All reports or copies of
3 19 reports required to be provided by the judicial branch
3 20 for fiscal year 2011=2012 to the legislative services
3 21 agency shall be provided in an electronic format. The
3 22 legislative services agency shall post the reports on
3 23 its internet website and shall notify by electronic
3 24 means all the members of the joint appropriations
3 25 subcommittee on the justice system when a report
3 26 is posted. Upon request, copies of the reports may
3 27 be mailed to members of the joint appropriations
3 28 subcommittee on the justice system.

3 29 Sec. 5. JUDICIAL OFFICER ==== UNPAID
3 30 LEAVE. Notwithstanding the annual salary rates
3 31 for judicial officers established by 2008 Iowa Acts,
3 32 chapter 1191, section 11, for the fiscal year beginning
3 33 July 1, 2011, and ending June 30, 2012, the supreme
3 34 court may by order place all judicial officers on
3 35 unpaid leave status on any day employees of the
3 36 judicial branch are placed on temporary layoff status.
3 37 The biweekly pay of the judicial officers shall be
3 38 reduced accordingly for the pay period in which the
3 39 unpaid leave date occurred in the same manner as for
3 40 noncontract employees of the judicial branch. Through
3 41 the course of the fiscal year, the judicial branch may
3 42 use an amount equal to the aggregate amount of salary
3 43 reductions due to the judicial officer unpaid leave
3 44 days for any purpose other than for judicial salaries.

3 45 Sec. 6. IOWA COMMUNICATIONS NETWORK. It is the
3 46 intent of the general assembly that the judicial branch
3 47 utilize the Iowa communications network or other secure
3 48 electronic communications in lieu of traveling for the
3 49 fiscal year beginning July 1, 2011.

3 50 DIVISION ii



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Senate Amendment 3220 continued

4 1 FY 2012=2013
4 2 Sec. 7. JUDICIAL BRANCH.
4 3 1. There is appropriated from the general fund of
4 4 the state to the judicial branch for the fiscal year
4 5 beginning July 1, 2012, and ending June 30, 2013, the
4 6 following amount, or so much thereof as is necessary,
4 7 to be used for the purposes designated:
4 8 a. For salaries of supreme court justices,
4 9 appellate court judges, district court judges, district
4 10 associate judges, judicial magistrates and staff,
4 11 state court administrator, clerk of the supreme
4 12 court, district court administrators, clerks of the
4 13 district court, juvenile court officers, board of law
4 14 examiners and board of examiners of shorthand reporters
4 15 and judicial qualifications commission; receipt and
4 16 disbursement of child support payments; reimbursement
4 17 of the auditor of state for expenses incurred in
4 18 completing audits of the offices of the clerks of the
4 19 district court during the fiscal year beginning July
4 20 1, 2012; and maintenance, equipment, and miscellaneous
4 21 purposes:
4 22 \$157,311,822
4 23 b. For deposit in the revolving fund created
4 24 pursuant to section 602.1302, subsection 3, for jury
4 25 and witness fees, mileage, costs related to summoning
4 26 jurors, fees for interpreters, and reimbursement of
4 27 attorney fees paid by the state public defender:
4 28 \$ 2,300,000
4 29 2. The judicial branch, except for purposes of
4 30 internal processing, shall use the current state budget
4 31 system, the state payroll system, and the Iowa finance
4 32 and accounting system in administration of programs
4 33 and payments for services, and shall not duplicate the
4 34 state payroll, accounting, and budgeting systems.
4 35 3. The judicial branch shall submit monthly
4 36 financial statements to the legislative services
4 37 agency and the department of management containing
4 38 all appropriated accounts in the same manner as
4 39 provided in the monthly financial status reports and
4 40 personal services usage reports of the department
4 41 of administrative services. The monthly financial
4 42 statements shall include a comparison of the dollars
4 43 and percentage spent of budgeted versus actual revenues
4 44 and expenditures on a cumulative basis for full-time
4 45 equivalent positions and dollars.
4 46 4. The judicial branch shall focus efforts upon the
4 47 collection of delinquent fines, penalties, court costs,
4 48 fees, surcharges, or similar amounts.
4 49 5. The judicial branch shall open the offices of
4 50 the clerk of the district court in all 99 counties



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5 1 from 8:00 a.m. until 4:30 p.m. during each business
5 2 day the judicial branch is open for business in order
5 3 to address the relative needs of the citizens of each
5 4 county.

5 5 6. In addition to the requirements for transfers
5 6 under section 8.39, the judicial branch shall not
5 7 change the appropriations from the amounts appropriated
5 8 to the judicial branch in this division of this Act,
5 9 unless notice of the revisions is given prior to their
5 10 effective date to the legislative services agency.
5 11 The notice shall include information on the branch's
5 12 rationale for making the changes and details concerning
5 13 the workload and performance measures upon which the
5 14 changes are based.

5 15 7. The judicial branch shall submit a semiannual
5 16 update to the legislative services agency specifying
5 17 the amounts of fines, surcharges, and court costs
5 18 collected using the Iowa court information system since
5 19 the last report. The judicial branch shall continue
5 20 to facilitate the sharing of vital sentencing and
5 21 other information with other state departments and
5 22 governmental agencies involved in the criminal justice
5 23 system through the Iowa court information system.

5 24 8. The judicial branch shall provide a report to
5 25 the general assembly by January 1, 2013, concerning
5 26 the amounts received and expended from the enhanced
5 27 court collections fund created in section 602.1304 and
5 28 the court technology and modernization fund created in
5 29 section 602.8108, subsection 7, during the fiscal year
5 30 beginning July 1, 2011, and ending June 30, 2012, and
5 31 the plans for expenditures from each fund during the
5 32 fiscal year beginning July 1, 2012, and ending June 30,
5 33 2013. A copy of the report shall be provided to the
5 34 legislative services agency.

5 35 9. The judicial branch is encouraged to purchase
5 36 products from Iowa state industries, as defined in
5 37 section 904.802, when purchases are required and the
5 38 products are available from Iowa state industries.
5 39 The judicial branch shall obtain bids from Iowa state
5 40 industries for purchases of office furniture during the
5 41 fiscal year beginning July 1, 2012, exceeding \$5,000.

5 42 Sec. 8. CIVIL TRIALS ==== LOCATION.
5 43 Notwithstanding any provision to the contrary, for
5 44 the fiscal year beginning July 1, 2012, and ending
5 45 June 30, 2013, if all parties in a case agree, a civil
5 46 trial including a jury trial may take place in a county
5 47 contiguous to the county with proper jurisdiction, even
5 48 if the contiguous county is located in an adjacent
5 49 judicial district or judicial election district. If
5 50 the trial is moved pursuant to this section, court



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6 1 personnel shall treat the case as if a change of venue
6 2 occurred. However, if a trial is moved to an adjacent
6 3 judicial district or judicial election district, the
6 4 judicial officers serving in the judicial district or
6 5 judicial election district receiving the case shall
6 6 preside over the case.

6 7 Sec. 9. TRAVEL REIMBURSEMENT. Notwithstanding
6 8 section 602.1509, for the fiscal year beginning July 1,
6 9 2012, a judicial officer may waive travel reimbursement
6 10 for any travel outside the judicial officer's county of
6 11 residence to conduct official judicial business.

6 12 Sec. 10. POSTING OF REPORTS IN ELECTRONIC FORMAT ====
6 13 LEGISLATIVE SERVICES AGENCY. All reports or copies of
6 14 reports required to be provided by the judicial branch
6 15 for fiscal year 2012=2013 to the legislative services
6 16 agency shall be provided in an electronic format. The
6 17 legislative services agency shall post the reports on
6 18 its internet website and shall notify by electronic
6 19 means all the members of the joint appropriations
6 20 subcommittee on the justice system when a report
6 21 is posted. Upon request, copies of the reports may
6 22 be mailed to members of the joint appropriations
6 23 subcommittee on the justice system.

6 24 Sec. 11. JUDICIAL OFFICER ==== UNPAID
6 25 LEAVE. Notwithstanding the annual salary rates
6 26 for judicial officers established by 2008 Iowa Acts,
6 27 chapter 1191, section 11, for the fiscal year beginning
6 28 July 1, 2012, and ending June 30, 2013, the supreme
6 29 court may by order place all judicial officers on
6 30 unpaid leave status on any day employees of the
6 31 judicial branch are placed on temporary layoff status.
6 32 The biweekly pay of the judicial officers shall be
6 33 reduced accordingly for the pay period in which the
6 34 unpaid leave date occurred in the same manner as for
6 35 noncontract employees of the judicial branch. Through
6 36 the course of the fiscal year, the judicial branch may
6 37 use an amount equal to the aggregate amount of salary
6 38 reductions due to the judicial officer unpaid leave
6 39 days for any purpose other than for judicial salaries.

6 40 Sec. 12. IOWA COMMUNICATIONS NETWORK. It is the
6 41 intent of the general assembly that the judicial branch
6 42 utilize the Iowa communications network or other secure
6 43 electronic communications in lieu of traveling for the
6 44 fiscal year beginning July 1, 2012.>

6 45 #2. By renumbering as necessary.

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